



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

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.

1. APPLICANT INFORMATION

Applicant: John H. MacConochie
First Last
 Mailing Address: 8020 Thompson Creek Road
Applegate OR 97530
City State Zip
 Phone: 541 846 9569 N/A N/A
City Home Work Other
 Fax: N/A E-Mail Address*: N/A

* 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.)

2. AGENT INFORMATION

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

Agent: _____
First Last
 Mailing Address: _____

City State Zip
 Phone: _____
City Home Work Other
 Fax: _____ E-Mail Address*: _____

* 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.)

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3. LOCATION AND SOURCE

SALEM, OR

A. Reservoir Name: Mac's Pond

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: Runoff Tributary to: Thompson Creek

C. County in which diversion occurs: Josephine

App. No. <u>R87937</u>	For Department Use Permit No. _____	Date _____
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D. Reservoir Location

Township (N or S)	Range (E or W)	Section	quarter/quarter	tax lot number
39S	5W	24	NESE	600

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

F. Quantity: Amount of water to be stored in the reservoir at maximum capacity. List volume in acre-feet ~~0.550964~~ 0.055.

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

4. 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.

multi purpose

5. PROPERTY OWNERSHIP

Please provide a copy of the recorded deed(s).

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 (*SEE COPY OF DEED ATTACHED*)

This land is encumbered by easements, right of way, roads of way, roads or other encumbrances

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 the names and mailing addresses of all affected landowners:

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6. ENVIRONMENTAL IMPACT

- 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? _____ years.
- D. **Fish Habitat:** Is there fish habitat upstream of the proposed structure? Yes No Don't know
If yes, how much? _____ 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.

7. 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.

N/A.

Irrigation District Name	Address	
City	State	Zip

8. DESCRIPTION

Provide a description of the design and operation of the proposed diversion, including a description of how live flow will be passed outside the authorized storage season. Use this space for narrative. You may also provide narrative and sketches on separate pages.

POND TO BE (25 FT LONG - 12 FT WIDE - 8 FT DEEP) AND CONTAIN SURFACE RUNOFF TO MITIGATE FLOODING TO FRONT OF HOUSE AND BOTH SIDES OF PROPERTY. TWO (2) DITCHES TO BE EXCAVATED 2' FT WIDE & APPROX 2' FT DEEP AT BOTH SIDES OF CIRCULAR DRIVEWAY, THE LIVE FLOW OF WHICH WILL CONVERGE INTO NEWLY CONSTRUCTED POND. SHUT OF GATES WILL BE INSTALLED TO PREVENT FLOW OUTSIDE OF STORAGE SEASON AND THE POND WILL BE HAVE A BERM. (SEE ATTACHED SKETCH)

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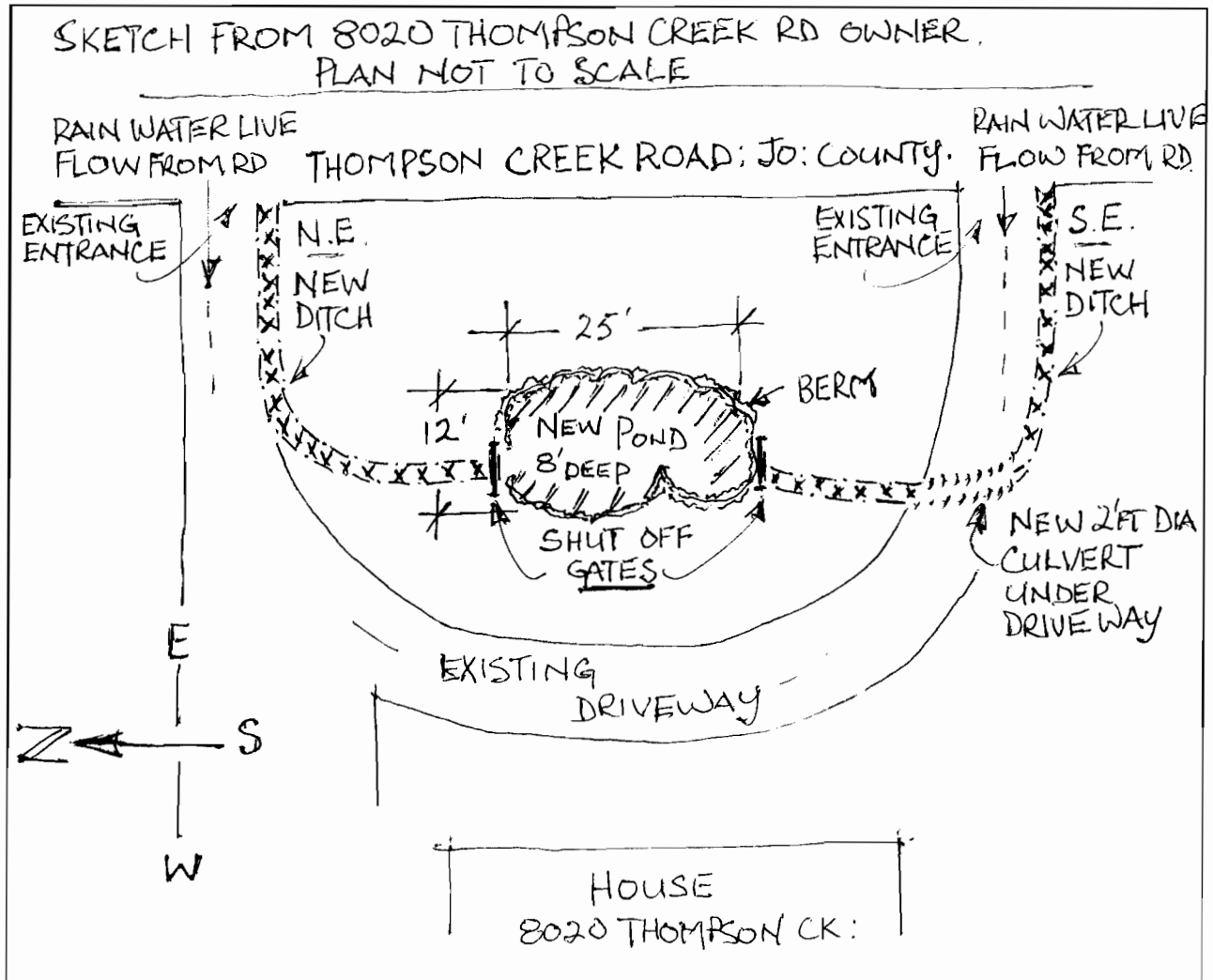
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(NO DAM, SKETCH OF POND)

If the diversion involves a dam, use this space for sketches of the diversion (e.g. cross-section of the dam with its dimensions, dimension and placement of outlet pipe, means of passing live flow outside of the authorized storage season, and means for providing fish passage).



9. 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]
Landowner Signature

SEP 27th 2013.
Date

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- 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.

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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).

WATERMASTER ALTERNATE RESERVOIR APPLICATION REVIEW SHEET

Recommendations for Water Right Applications under the Alternate Reservoir review process (ORS 537.409)

In lieu of the water right application process set forth in ORS 537.140 to 537.211, an owner of a reservoir may submit an alternate reservoir application for a reservoir that has a storage capacity less than 9.2 acre-feet or a dam or impoundment structure less than 10 feet in height. ORS 537.409 describes the criteria used to evaluate alternate reservoir applications.

The review shall be limited to issues pertaining to: a) water availability, b) potential detrimental impact to existing fishery resources; and c) potential injury to existing water rights. (ORS 537.409 (6))

Within 60 days after the department provides public notice...any person may submit detailed, legally obtained information in writing, requesting the department to deny the application for a permit on the basis that the reservoir: (a) Would result in injury to an existing water right; or (b) Would pose a significant detrimental impact to existing fishery resources. (ORS 537.409 (5))

The review of alternate reservoirs is limited to these criteria only.

Application #: R-

Applicant's Name:

John H Macconochie

1) Does the proposed reservoir have the potential to injure existing water rights? NO YES

Explain:

2) Can conditions be applied to mitigate the potential injury to existing water rights? NO YES

If YES, which conditions are recommended:

3) Did you meet with staff from another agency to discuss this application? NO YES

Who:

Agency:

Date:

Who:

Agency:

Date:

Watermaster signature:

Kathy S F District 14

Date:

9-27-2013

WRD Contact:

Caseworker:

Water Rights Division, 503-986-0900 / Fax 503-986-0901

NOTE: This completed form must be returned to the applicant

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HAVE HAD SITE REVIEW & OFFICE MEETING WITH
WATERMASTER FOR JO: COUNTY KATHY SMITH RE. POND.

Oregon

Kathy Smith
Watermaster, District 14
SW Region



WATER RESOURCES

DEPARTMENT

Field Services Division
700 NW Dimmick St, Ste C
Grants Pass, Oregon 97526
(541) 479-2401
Fax: (541) 479-2404
kathy.a.smith@wrdd.state.or.us

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2000 Planning \$125

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: John H. MacConochie
First Last

Mailing Address: 8020 THOMPSON CREEK ROAD.

APLEGATE OR 97530 Daytime Phone: 541-846-9569
City State Zip

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:
395	5W	24	NESE	600		<input checked="" type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	pond
						<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, and/or used or developed:

Josephine

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) run off

Estimated quantity of water needed: 0.055 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 RUN OFF, FLOOD CONTROL GROUND WATER

Briefly describe:

POND TO BE (25 FT LONG 12 FT WIDE 8 FT DEEP) TO CONTAIN GROUND WATER RUN OFF AND FLOODING TO FRONT OF PROPERTY AND SIDE OF PROPERTY. 2 DITCHES TO BE DUG TO CONTAIN RUN OFF INTO POND EAST OF PROPERTY. 1ST DITCH TO BE NORTH EAST SIDE; AND 2ND DITCH TO BE SOUTH EAST SIDE FROM THOMPSON CREEK RD ENTRANCES OF PROPERTY. (SEE SKETCH PLAN ATTACHED.)

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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R 87937

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): 64.020.A

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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<p>OCT 25 2013</p> <p>SALEM, OR</p>	<p>Josephine County Planning 700 NW Dimmick Street Suite C Grants Pass, OR 97526</p>
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Name: Mark Schexnayder Title: Planner I

Signature: Mark Schexnayder Phone: 541-474-5420 Date: 10/7/13

Government Entity: Josephine 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.

Receipt for Request for Land Use Information

Applicant name: John H. MacConachie

City or County: Josephine Staff contact: JAMES BLACK

Signature: [Signature] Phone: 541-474-5418 Date: 10/3/2013

TICOR TITLE
26-0900320710

THIS SPACE RESERVED FOR RECORDER'S USE



After recording return to:
John H. MacConochie
5674 Poinsett Avenue
EL CERRITO, CA 94530

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

John H. MacConochie
5674 Poinsett Avenue
EL CERRITO, CA 94530

Escrow No. AP0789263
Title No. 26-9000320
SWD

JOSEPHINE COUNTY OFFICIAL RECORDS
ART HARVEY, COUNTY CLERK

2009-009304



\$20.00

00229079200900083040010019 06/03/2009 03:21:39 PM

DED-WRD Cnt=1 Str=4 RECEIPTS
\$5.00 \$11.00 \$4.00

STATUTORY WARRANTY DEED

Carolyn J. Strite, Trustee of the Carolyn J. Strite Family Trust, Grantor(s) hereby convey and warrant to John H. MacConochie and Julia W. MacConochie, husband and wife, Grantee(s) the following described real property in the County of Josephine and State of Oregon free of encumbrances except as specifically set forth herein:

All that portion of the Northeast Quarter of the Southeast Quarter of Section 24, Township 39 South, Range 5 West of the Willamette Meridian, Josephine County, Oregon lying Westerly of Thompson Creek Road and Southeasterly of that certain easement granted to Josephine County, Oregon, by instrument recorded in Volume 319, Page 716, Josephine County Deed Records. LESS AND EXCEPT the Northerly and Northwesterly 50 feet thereof, of that flag portion of those properties described in Instrument Nos. 93-18397 and 2002-012507, Josephine County Deed Records.

The above-described property is free of encumbrances except all those items of record, if any, as of the date of this deed and those shown below, if any:

The true and actual consideration for this conveyance is \$375,000.00.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 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 ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007.

Dated this 19th day of May, 2009.

The Carolyn J. Strite Family Trust

By: Carolyn J. Strite, Trustee

By: Carolyn J. Caminiti, fka Carolyn J. Strite

State of Oregon
County of Jackson

On this 19th day of May, 2009, before me J. L. Hofmann, a notary public in and for said State, personally appeared Carolyn J. Strite being by me first duly sworn, declared that she is the Trustee of the Carolyn J. Strite Family Trust that she signed the foregoing document as the Trustee and that statements therein contained are true, she is now known as Carolyn J. Caminiti.

J. L. Hofmann
Notary Public
Residing at: Medford
Commission Expires:



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SALEM, OR

2009-009304

R87937

John MacCulloch
8020 Thompson Creek Rd
Applegate OR: 97530

OREGON WATER
RESOURCES DEPT.

OCT 30 2013.

Dear Sir

Please find enclosed documents to apply for
permission to create a pond at the above address.

Please find check #1404 in the amount of
\$ 830.00 in regard to fees for same.

Thanking you.

Sincerely,
John MacCulloch

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