



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

Application for a Permit to
Store Water
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 INFORMATION

Applicant: JENSEN HOLDINGS LLC
Mailing Address: 6532 HOWELL PRAIRIE Rd NE
SILVENTON OREGON 97381
Phone: 503.362.3108 503.510.5183
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.)

I(We) make application for a permit to construct a reservoir and store the following described waters of
the State of Oregon. The name of the reservoir is YAMHILL FARM DAM.

2. SOURCE OF WATER for the proposed use: UN-NAMED STREAM,
a tributary of YAMHILL CREEK.

Is the proposed use an enlargement of an existing dam/reservoir? Yes (No)

If the reservoir is not in channel of a stream, state how it is to be filled:

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For Department Use
App. No. R-87950 Permit No. Date

**3. DAM HEIGHT AND COMPOSITION**

The maximum height of the structure will be 26<sup>e</sup> 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       Concrete       Flash board       Other

If "other" give description:

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**4. PRIMARY OUTLET WORKS**

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

Trickle tube is located just north of dam center and approx. 20' E of the top of the dam. This is approx. location of exist'g stream channel that passes under the dam.

*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:

Emergency spillway passes around N-NW of dam embankment. Spillway bottom is 12' wide w/ side slopes of 4:1.

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

For Environmental Benefit:

Support Aquatic Life and Fish Propagation  
Recreation including Bating and Fishing  
Wet Land Enhancement & Sustaining Habitat

Future use may also include Irrigation. An application

Storage Water/2

For use of stored water would be filed at that time.

7. THE AMOUNT OF WATER to be stored is: 132.6 acre-feet.

The area submerged by the reservoir, when filled, will be 14.9 acres.

8. PROJECT SCHEDULE: (List Month and Year)

Proposed date construction work will begin: LATE SPRING 2014

Proposed date construction work will be completed: FALL 2014

Proposed date water use will be completed: \_\_\_\_\_

Is this project fully or partially funded by the American Recovery and Reinvestment Act? (Federal stimulus dollars)

9. PROPERTY OWNERSHIP

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

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) )

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 an 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).

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:

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11. 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. WATER RESOURCES DEPT SALEM, OREGON

|                          |         |     |
|--------------------------|---------|-----|
| Irrigation District Name | Address |     |
| City                     | State   | Zip |

Storage Water/3

**11. 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.

**12. 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:

Applicant: Carl J. Juman 12-30-15  
Signature (If more than one applicant, all must sign.) Date

**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 [www.wrd.state.or.us](http://www.wrd.state.or.us) or call (503) 986-0900.

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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: JENSEN HOLDINGS LLC  
Mailing Address: 6532 HOWELL PRAIRIE RD NE  
SILVENTON OR 97381 Daytime Phone: 503-510-5183

### 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: |
|----------|-------|---------|-----|-----------|--|--|--------------------|
| 29       | AW    | 26      | SW¼ | "         | "  | <input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used |                    |
|          |       | 27      | SE¼ | "         | "  | <input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used |                    |
|          |       | 34      | NE¼ | 243A-100  | EF-80/Exclusive Farm                           | <input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used |                    |
|          |       | 35      | NW¼ | "         | "  | <input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used |                    |

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

YAMHILL

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

Source of water:  Reservoir/Pond  Ground Water  Surface Water (name) RUN-OFF-UN-NAMED STREAM

Estimated quantity of water needed: 132.6  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 ENVIRONMENTAL BENEFIT

Briefly describe:

CONSTRUCT EARTH-FILL DAM TO STORE 132.6 AC.FT OF 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 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

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\$36.00

200220312

12:18:35 PM 10/17/2002

DMR-DDMR Cnt=1 Str=3 SUSAN  
\$15.00 \$10.00 \$11.00

**DEED**

CARL F. JENSEN, TRUSTEE OF THE CARL F. JENSEN RESTATED TRUST AGREEMENT, as to an undivided one-half interest, and to JANE E. JENSEN, TRUSTEE OF THE JANE E. JENSEN RESTATED REVOCABLE TRUST, as to an undivided one-half interest, conveys to JENSEN HOLDINGS, LLC, an Oregon limited liability company, hereinafter called the Grantee, the following described real property.

This deed is executed to partially fund a trust of Grantor, and the true and actual consideration stated in terms of dollars is NONE.

The real property is situated in the county of Yamhill, and state of Oregon, and is described as follows:

Situated in Sections 26, 27, 34, and 35 of Township 2 South, Range 4 West of the Willamette Meridian, Yamhill County, Oregon; and further described as follows: Beginning on the East line of the J.J. Burton Donation Land Claim No. 50 in said Township and Range, at a point South 00°03'45" West 1836.78 feet from the Northeast corner of said Claim, said beginning point being also the Northeast corner of Lot 8 of Circuit Court Partition Suit No. 1266; thence South 00°03'45" West along the East line of said Burton Claim, 2336.30 feet to an iron pipe; thence South 64°14'42" East 2486.89 feet to an iron pipe; thence South 27°38'20" West 2934.18 feet to an iron pipe on the North line of Lot 4 of County Survey 2553; thence North 62°05' West 584.10 feet to an iron pipe; thence South 27°53'10" West 1065.09 feet to an iron pipe; thence North 62°52'15" West 1188.06 feet to an iron pipe; thence North 14°50'17" East 1102.30 feet to an iron pipe set at an angle point on the Westerly line of Lot 5 of County Survey 1536; thence along said Westerly line, North 00°44'30" East 1302.40 feet to an iron pipe set at the Northwest corner of said Lot 5; thence North 62°44' West 759.0 feet to the Northeast corner of Elrod Acres Subdivision, being also on the South line of said J.J. Burton Donation Land Claim; thence North 89°55'20" West along said Claim line, 3180.95 feet to an iron pipe set in County Road No. 273; thence North 27°44'38" East along the center of said County Road, 3862.12 feet to an iron pipe set at the Northwest corner of said Lot 8 of Circuit Court Partition Suit No. 1266; thence North 89°54'48" East 2954.08 feet to the point of beginning (containing 492.85 acres, more or less).

ALSO, the following described: Situated in Section 27, Township 2 South, Range 4 West of the Willamette Meridian in Yamhill County, Oregon, being part of the J.J. Burton Donation Land Claim No. 50 and further described as follows: Beginning at the Northwest corner of Lot 8 of Circuit Court Partition Suit No. 1266, said beginning point being South 00°03'45" West 1836.78 feet and South 89°54'48" West 2954.08 feet from the Northeast corner of said Burton Claim; thence South 27°44'38" West along the center of County Road No. 273, a distance of 1605.78 feet to the Northeast corner of land conveyed to Zimmerman by deed of record in Book 160, page 333, Yamhill County Deed Records; thence West along said Zimmerman line, 489.85 feet to the Easterly margin of the Southern Pacific Railroad right of way; thence Northeasterly along said right of way, 1555.36 feet to the Westerly extension

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**MAIL TAX STATEMENTS TO:**  
Jensen Holdings, LLC  
6532 Howell Prairie Rd. NE  
Silverton, OR 97381

**AFTER RECORDING RETURN TO:**  
Daniel A. Ritter, P.C.  
530 Center Street NE, Suite 700  
Salem, OR 97301-3740

of the North line of Lot 8 of said Circuit Court Partition Suit; thence North 89°54'48" East 606.67 feet to the point of beginning (containing 17.87 acres, more or less).

**SUBJECT TO:**

1. The following dedicated property for road purposes and the rights of the public in and to the use thereof situated in Section 34, Township 2 South, Range 4 West of the Willamette Meridian in Yamhill County, Oregon, and being further described as follows: Beginning at an iron pipe set on the North line of Elrod Acres subdivision in Sections 34 and 35 of said Township and Range, at a point being North 89°55'20" West 3180.95 feet from the Northeast corner of said Elrod Acres and also being on the center line of County Road No. 273; thence North 27°44'38" East along said road center line, 2256.34 feet to the Southeast corner of land conveyed to Laughlin as Parcel 5 in film Volume 106, page 1379, of Yamhill County Deed Records; thence North 89°55'20" West 33.92 feet; thence North 27°44'38" East on a line 30 feet Westerly of and parallel to the center of said County Road, a distance of 1605.78 feet; thence South 89°55'20" East 67.84 feet to a point on the North line of land conveyed to Laughlin; thence South 27°44'38" West on a line 30 feet Easterly of, and parallel to the center of said County Road, a distance of 3862.12 feet to the North line of said Elrod Acres; thence North 89°55'20" West 33.92 feet to the point of beginning.
2. An easement created by instrument, including the terms and provisions thereof dated May 17, 1950, recorded May 26, 1950, in favor of United States of America for transmission line.
3. Perpetual nonexclusive easement retained by Charles F. Laughlin and Carrie M. Laughlin, husband and wife, their heirs, successors, and assigns, to repair, maintain, and replace a certain pipeline, more particularly described on Exhibit "B" to the contract of sale dated October, 1977, wherein Charles F. Laughlin, Carrie M. Laughlin, Walter J. Skuzeski, Dorothy Skuzeski, Roy A. DeCrevel, Carolyn P. DeCrevel, Jack Williams, and Elsie L. Williams, are sellers, and Carl Jensen is purchaser.
4. As disclosed by the tax rolls, the premises herein described have been zoned for farm use. At any time that said land is disqualified for such use, the property will be subject to additional taxes and interest.

Grantor covenants that Grantor is seized of an indefeasible estate in the real property described above in fee simple, that Grantor has the right to convey the property, that the property is free from encumbrances except as specifically set forth herein, and that Grantor warrants and will defend the title to the property against all persons who may lawfully claim the same by, through, or under Grantor, provided that the foregoing covenants are limited to the extent of coverage available to Grantor under any applicable standard or extended policies of title insurance, it being the intention of the Grantor to preserve any existing title insurance coverage.

The following is the notice as required by Oregon law: "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

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VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930."

The foregoing language is included for the purpose of compliance with Oregon statutory requirements only and is not intended to affect the rights and obligations of the parties to this transaction.

In construing this deed and where the context so requires, the singular includes the plural.

WITNESS Grantor's hand this 14<sup>th</sup> day of Oct, 2002.

Carl F. Jensen  
Carl F. Jensen, Trustee of the Carl F. Jensen Restated Trust Agreement

Jane E. Jensen  
Jane E. Jensen, Trustee of the Jane E. Jensen Restated Revocable Trust

STATE OF OREGON            )  
  ) ss.  
County of Marion            )

On this 14<sup>th</sup> day of October, 2002, before me personally appeared the above named CARL JENSEN, TRUSTEE OF THE CARL F. JENSEN RESTATED TRUST AGREEMENT and JANE E. JENSEN, TRUSTEE OF THE JANE E. JENSEN RESTATED REVOCABLE TRUST and acknowledged the foregoing instrument to be their voluntary act and deed.



Brenda Myers  
Notary Public of Oregon  
My Commission Expires: 5-29-05

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