

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 JOEL G. SMITH			PHONE (HM)
PHONE (WK)	CELL 541-784-6062		FAX
ADDRESS PO BOX 852			
CITY WINCHESTER	STATE OR	ZIP 97495	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.)

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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.

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


Applicant Signature

JOEL SMITH
Print Name and title if applicable

6/5/15
Date

Applicant Signature

Print Name and title if applicable

Date

Revise

App. No. <u>S-88100</u>	For Department Use Permit No. _____	Date _____
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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*).

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.

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: Galesville Reservoir

Tributary to: Cow Creek>S. Umpqua>Umpqua

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

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

JUN 10 2016

Yes.

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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.)

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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
Galesville Reservoir	Irrigation of 1 acre	Mar 1. - Oct. 31	2.23 <input type="checkbox"/> cfs <input type="checkbox"/> gpm <input checked="" 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: 1 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 BY OWRD**

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SECTION 5: WATER MANAGEMENT

A. Diversion and Conveyance

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

Pump (give horsepower and type): 3/4 Horsepower

Other means (describe): _____

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

Water will be pumped from the Umpqua River and piped to irrigation sprinklers.

B. Application Method

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

Water will be pumped from the Umpqua River for irrigation of 1 acre through mainline to household sprinkler system.

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 needed for lawn/garden irrigation on the property. Most efficient method of irrigation will be used as feasible to prevent waste, erosion and control of run-off.

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: ODFW approved fish screening will be installed on pump intake prior to diversion of water.
- Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas.
Describe planned actions: None planned.
- Operating equipment in a water body will be managed and timed to prevent damage to aquatic life.
Describe: None planned.
- Water quality will be protected by preventing erosion and run-off of waste or chemical products.
Describe: Will use best residential management practices to prevent erosion and run-off.

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SECTION 7: PROJECT SCHEDULE

Date construction will begin: Upon issuance of permit.

Date construction will be completed: October 31, 2015

Date beneficial water use will begin: October 31, 2016

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.

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Douglas County

Planning and Sanitation Pre-Application Worksheet

OTHER ACTION

Worksheet Number <h2 style="margin: 0;">WS15-0462</h2>	Applicant SMITH, JOEL G & SANDRA J 2007 BULLOCK ROAD OAKLAND, OR 97462 (541) 784-6062	Owner SMITH, JOEL G & SANDRA J 2007 BULLOCK ROAD OAKLAND, OR 97462
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SITE INFORMATION

Site Address 2007 BULLOCK RD OAKLAND, OR 97462	MTL 24-07W-11A-01300	Property ID Number (Primary) R10264	Size (Acres) 2.50
Improvement LUCS FOR OWRD FOR WATER RIGHTS		Proposed Use Land Use Compatibility Statement	
Existing Structures (Number and Type) SFD		Distance of Building Site from River, Creek, or Stream Bank >50'	
Directions NA		RECEIVED BY OWRD JUN 10 2015	

As, for, or on behalf of, all property owners:

APPLICANT SIGNATURE: _____ **DATE:** SALEM, OR

PLANNING DEPARTMENT INFORMATION

Zoning 5R	Overlays FP;BH <i>WJ</i> <i>6/5/15</i>
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SETBACKS (Rural Residential - 5 Acre)

Front Property Line of Right of Way 30 Feet	Rear Line 10 Feet	Side Line 10 Feet	Exterior Side Line NA
Sign Code NO SIGN PROPOSED - N/A	Special Setback NA	Riparian Setback 50 FEET	
Parking Spaces Required NA	Building Height 45 Feet	Flood Plain Yes	Floor Height Above Ground NA-LUCS

Conditions of Approval

LUCS FOR OWRD FOR WATER RIGHTS; NO STRUCTURAL DEVELOPMENT AUTHORIZED; MUST MEET ZONING AND SETBACK REQUIREMENTS.

Sanitation OSS - Existing System	Sanitary District	Water Private	Access Permit Required? NO
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Report Codes

NONSTRUCTURAL SEPTIC-EXISTING PRIVATE WATER WATER RIGHTS

Refer To

NONE

Approved By: JKA	Date: 6/5/2015	Receipt #: P20635	Amount: \$ 55.00	Expiration Date: 6/3/2016
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SANITATION INFORMATION

SE#	STP#	Existing System	System: Approved ___ Denied ___
Remarks			
By:		Date:	CSC Date:

S-98100

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

WS15-0462
 R10264
 Zone: 5R
 RCP# 220635

Applicant(s): Joel Smith

Mailing Address: PO Box 852

City: Winchester

State: OR

Zip Code: 97462

Daytime Phone: 541-784-6062

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), and/or used or developed. Applicants for municipal use, or irrigation uses within irrigation districts may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
<u>24S.</u>	<u>7W.</u>	<u>11</u>	<u>SWNE</u>	<u>1300</u>	_____	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" 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	_____
_____	_____	_____	_____	_____	_____	<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:

Douglas County

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) Galesville Reservoir

Estimated quantity of water needed: 2.23
 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 _____

Briefly describe:

Water is needed for irrigation of 1acre.

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

See bottom of Page 3. →

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For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

Please check the appropriate box below and provide the requested information

Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): 3.8.050

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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DOUGLAS COUNTY PLANNING DEPARTMENT
ROOM 106, JUSTICE BUILDING
DOUGLAS COUNTY COURTHOUSE
ROSEBURG, OR 97470

Name: Jennifer Arnold SALEM, OR Title: Planner
 Signature: Jennifer Arnold Phone: 541-440-4289 Date: 6/5/15
 Government Entity: Douglas County Planning Dept.

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: _____

After recording return to: **2001-09766**

AmeriTitle, Inc.
P.O. Box 1609
2365 NW Kline St., Suite 101
Roseburg, OR 97470

This space reserved for recorder's use

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

JOEL G SMITH
SANDRA J SMITH
2007 BULLOCK ROAD
OAKLAND, OR 97462

Escrow No.: 00052337-002-GDS

STATUTORY WARRANTY DEED

MARY ALBINA MARTINI, An Unmarried Woman, Grantor, conveys and warrants to JOEL G. SMITH and SANDRA J. SMITH, Husband and Wife, Grantee, the following described real property free of encumbrances, except as specifically set forth herein situated in Douglas County, Oregon, to wit:

See Exhibit A attached hereto and made a part hereof.

This property is free from encumbrances, EXCEPT: RIGHTS OF THE PUBLIC and EASEMENTS of record

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

The true consideration for this conveyance is \$175,000.00. (Here comply with the requirements of ORS 93.030)

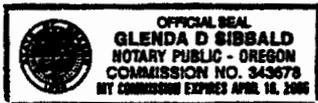
Dated 4/26, 2001.

Mary Albina Martini
MARY ALBINA MARTINI

Amertitle 52337

STATE OF OREGON
COUNTY OF Douglas } ss:

This instrument was acknowledged before me on April 26, 2001
by MARY ALBINA MARTINI



Glenda D. Sibbald
Notary Public for Oregon
My commission expires 4-16-2005

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ORSTWD

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Exhibit A

BEGINNING at a 1/4 inch iron pipe on the Easterly line of the Fred Bullock Co. Rd., at the Northwest corner of the Camp Fire Girls Tract of land, recorded in Book 281, Records of Douglas County, Recorder's No. 257419, from which the East quarter section corner of said Section 11 bears South 26° 53' East 518.2 feet as measured along the Easterly line of said road and East 2019.7 feet as measured on a line between Lots 2, 3 of said Section 11; thence running from said beginning point along the Easterly line of said road, North 29° 05' West 394.3 feet, and North 36° 21' West 197.2 feet to a 1/4 inch iron pipe at the Southeastern corner of the tract of land conveyed to Thomas Lee, et ux, recorded in Book 293, Records of Douglas County, Oregon, Recorder's No. 276925; thence running North 36° 10' East 359.30 feet, along the Easterly line of said Lee Tract to the Northeast corner thereof on the left bank of the Umpqua River; thence running upstream along said river bank, South 32° 49' East 945.4 feet to the Northeast corner of said Campfire Girls Tract; thence West 415.4 feet along the North line of said Camp Fire Girls Tract, to the point of beginning, situated in Section 11, Township 24 South, Range 7 West, Willamette Meridian, Douglas County, Oregon.

EXCEPTING THEREFROM that part conveyed to Roger Dale, et ux, by Deed recorded in Book 668, Page 816, Records of Douglas County, Oregon, Recorder's No. 78-4571.

ALSO EXCEPTING THEREFROM that part conveyed to Ronald Brown, et ux, by Deed recorded in Book 1031, Page 354, Records of Douglas County, Oregon, Recorder's No. 88-11909.

T24S, R07W, S11A, TL 1300

Order No. 52337

STATE OF OREGON | 88
COUNTY OF DOUGLAS | 88
I, DOYLE SHAVER JR., COUNTY CLERK AND
RECORDER OF CONVEYANCES, DO HEREBY CERTIFY
THAT THIS INSTRUMENT WAS RECORDED

01 APR 30 PM 2:06

DOYLE SHAVER JR.
DOUGLAS COUNTY CLERK

IN THE OFFICIAL RECORDS OF DOUGLAS COUNTY

BY *[Signature]*
REC'D
FEB 25
2015

2001-09766

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PIERCEALL Jeffrey D

From: Jeanne L. Albro <jlalbro@co.douglas.or.us>
Sent: Thursday, June 18, 2015 11:32 AM
To: PIERCEALL Jeffrey D
Subject: Joel G Smith Contract

I am checking with departments trying to track down this contract. If all else fails I will get another one signed.

Thank you,

*Jeanne L Albro
Natural Resources Division Technician
Douglas County Public Works
1036 SE Douglas, Room 306
Roseburg, OR 97470
541-440-4255
jlalbro@co.douglas.or.us*