

Application for a Permit to Use Surface Water



1-800-411-80
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 <i>William Hart Carlen</i>			PHONE (HM) <i>541 479-2285</i>
PHONE (WK) <i>Retiree</i>	CELL <i>925 381-4645</i>		FAX
ADDRESS <i>369 Bartlett Ln</i>			
CITY <i>Grants Pass</i>	STATE <i>OR</i>	ZIP <i>97527</i>	E-MAIL * <i>WCarlen@hotmail.com</i>

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:

SALEM, OR

- 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.

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

William H Carlen
Applicant Signature

William H Carlen
Print Name and title if applicable

8/6/15
Date

Applicant Signature

Print Name and title if applicable

Date

Revise

For Department Use		
App. No. <i>S-88120</i>	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.

(original diversion Lost Creek Reservoir to private land)

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: *Rogue River*

Source 1: Lost Creek Reservoir Tributary to: Pacific Ocean RECEIVED BY OWRD

Source 2: _____ Tributary to: _____ AUG 17 2015

Source 3: _____ Tributary to: _____ SALEM, OR

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.)

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
Rogue River Lost Creek Res.	Irrigation	April 1 - Oct-31	6.3 <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: 1.4 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: 6.3 AF

- 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:
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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): 1.5 Hp Monarch Industries
model # ACE-S150SD Type # serial # 1297
- Other means (describe): _____

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

_____ PVC pipe to Sprinkler

B. Application Method

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

_____ sprinkler

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.

_____ meter meter will be installed on pump, sprinkler to be used to water LAWN + Trees

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: _____ CLEAR ACCESS TO RIVER
- Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas.
Describe planned actions: _____ CLEAR ACCESS TO RIVER
- Operating equipment in a water body will be managed and timed to prevent damage to aquatic life.
Describe: _____ N/A
- Water quality will be protected by preventing erosion and run-off of waste or chemical products.
Describe: _____ N/A

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SECTION 7: PROJECT SCHEDULE

Date construction will begin: When permit issued, March 2016

Date construction will be completed: March 2017

Date beneficial water use will begin: After permitted + pump installed 2016 April 1st

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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SALEM, OR

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: William Carlen
First Last

Mailing Address: 369 Bartlett Ln

Grants OR 97527 Daytime Phone: 541 479-2285
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:
35S	7W	26	SENE	2500		<input checked="" type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	irrigation *
						<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
No disturbance to riparian area - already cleared path to river for pump

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 Last Creek Ground Water Surface Water (name) Last Creek Res Rogue River

Estimated quantity of water needed: 6.3 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 Diverted from Rogue River to be use to water LAWN + Trees

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

AUG 18 2015

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): ALDC Section 12.040.B.2-b
- 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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WATER RESOURCES DEPT
SALEM, OREGON

Name: GRACE M. ZILVERBERG Title: PLANNER III
 Signature: *Grace M. Zilverberg* Phone: 541-474-5427 Date: 8/7/15
 Government Entity: _____

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: WILLIAM CARLEN
 City or County: JOSEPHINE COUNTY Staff contact: GRACE M. ZILVERBERG
 Signature: *Grace M. Zilverberg* Phone: 541-474-5427 Date: 8/7/15

150,4

CONTRACT DATA SHEET



U.S. Bureau of Reclamation
Attn: PN-3324
1150 North Curtis Road
Boise, ID 83706-1234
208-378-5344

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RECLAMATION

Managing Water in the West

WATER RESOURCES DEPT
SALEM, OREGON

1. Applicant Information:

A. Landowners

- 1) Name of landowner(s): William H Carlen
- 2) Address: 369 Bartlett Ln Grants Pass Oregon 97527
- 3) Mailing Address (if different): ~~369~~
- 4) Taxpayer Identification Number(s): _____
(Social Security Number or Employer Identification Number)¹
- 5) Do you own all of the land where you propose to divert and make use of water? Yes

B. Water User Organizations (Such as Irrigation Districts, Ditch/Canal Companies, Water Control Districts, Water User Associations & Cooperatives, Irrigation Improvement Districts, and similar entities organized according to State Law)

- 1) Name of Organization: _____
- 2) Name & Title of Applicant: _____
- 3) Mailing Address of Organization: _____
- 4) Taxpayer Identification Number: _____
(Social Security Number or Employer Identification Number)
- 5) Please provide the following information:
 - (a) A description of the area served by the organization (location, total acreage, # of water users, prominent crops, etc.)
 - (b) Copy of organization by-laws, articles of incorporation (if applicable), board resolution authorizing the applicant to represent and bind the organization under contract with the United States.

2. Source of Water (name of stream, river): Lost Creek Res. - Rogue River

3. Proposed point of diversion: 1564 feet south and 590 feet west
of NE corner of Section 26, Township 35S, Range 7W,
Willamette Meridian. Lost creek
res
diversion
T33S 1E
Sec 26

4. A water right permit to divert storage water is required. Application or file number with OWRD if you have applied for a permit to divert storage water: DUAL applications in

5. Include a map of lands and diversion points. [Same as required by Oregon Water Resources Department (OWRD) for application for surface/ground water permit].

6. Do you currently hold a right to natural flows for irrigating the property described herein? no
If yes, what is/are the priority date(s)? _____
7. Total quantity of water from storage requested: 6.3 acre-feet.
8. Location of land to be irrigated in each 40-acre tract:

TOWNSHIP	RANGE	SECTION	40-ACRE TRACT (1/4) (1/4)	NO. of ACRES	TYPE of IRRIGATED CROP
35S	7W	26	SE NE	1.4	lawn + trees
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WATER RESOURCES DEPT SALEM, OREGON					

9. What is the present use of the land identified above? [*Farming; idle* (fallow cultivated land); *native* (appears never to have been tilled); *planted pasture or other* (please specify)].

Lawn

10. Is the land identified above currently being irrigated? no If yes, what is the source? (*natural flows, wells, etc.*) _____

11. Diversion must be screened to prevent uptake of fish and other aquatic life.

Describe plan(s) to comply with State/Federal fish screen standards: will contact OPFW.

12. Telephone number where you can be reached during the day: 541 479 2285

Before returning the completed Contract Data Sheet to the address provided on page 1, please check that you have done the following:

- ANSWERED ALL QUESTIONS COMPLETELY
- ATTACHED AND IDENTIFIED ADDITIONAL SHEET(S) AS NECESSARY
- ATTACHED THE REQUIRED MAP
- SUBMIT PAYMENT FOR THE APPROPRIATE CONTRACT ADMINISTRATION FEE², MAKE CHECK PAYABLE TO THE U.S. BUREAU OF RECLAMATION

¹ Section 31001.(i) of the Debt Collection Improvement Act of 1996 (Chapter 10 of Pub. L. 104-134) requires each contractor with an agency of the United States to furnish their taxpayer identifying number (social security number or employer identification number) and each agency to disclose to that contractor its intent to use such number for purposes of collecting and reporting on any delinquent amounts arising out of such contractor's relationship with the Government.

² The minimum contract administration fee for most applications is \$100. However, from time to time this fee may be revised to cover the costs of the United States. We recommend you contact this office to verify the current minimum contract administration fee. In the event that the costs to the United States of evaluating the application are in excess of the minimum contract administration fee, an estimate of the reimbursable costs for which advance payment is required will be provided to the applicant.



470315041442

RECORDING REQUESTED BY:
Ticor Title Company of Oregon
744 NE 7th St
Grants Pass, OR 97526

JOSEPHINE COUNTY OFFICIAL RECORDS
ART HARVEY, COUNTY CLERK **2015-009943**
DED-WRD
Cnt=1 Pgs=2 Stn=2 JEDWARDS 07/29/2015 03:00 PM
\$10.00 \$11.00 \$10.00 \$20.00 \$5.00 **\$56.00**
I, Art Harvey, County Clerk, certify that the within document
was received and duly recorded in the official records of
Josephine County.

GRANTOR:
Mary E. Lehmann, an estate in fee simple
2025 Harvard Wy
Grants Pass, OR 97527

GRANTEE:
William H. Carlen, a married man
913 Flint Ave
Concord, CA 94518

SEND TAX STATEMENTS TO:
William H. Carlen
369 Bartlett Lane
Grants Pass, OR 97527

AFTER RECORDING RETURN TO:
William H. Carlen
369 Bartlett Lane
Grants Pass, OR 97527

Escrow No: 470315041442-TTJA26
35072600 2500
35072600 1391
369 Bartlett Lane
Grants Pass, OR 97527

SPACE ABOVE THIS LINE FOR RECORDER'S USE

STATUTORY WARRANTY DEED

Mary E. Lehmann, an estate in fee simple, Grantor, conveys and warrants to William H. Carlen, a married man, Grantee, the following described real property, free and clear of encumbrances except as specifically set forth below, situated in the County of Josephine, State of Oregon:

SEE LEGAL DESCRIPTION ATTACHED HERETO

THE TRUE AND ACTUAL CONSIDERATION FOR THIS CONVEYANCE IS \$365,000.00. (See ORS 93.030)

Subject to and excepting:

Current taxes, assessments, reservations in patents, and all agreements, easements, right-of-way, encumbrances, liens, setback lines, reservations, powers of special districts, covenants, conditions and restrictions as may appear of record.

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, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. 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, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

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Deed (Warranty-Statutory)

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SALEM, OREGON

S-88120

JOSEPHINE COUNTY RECORDING
500 NW 6TH STREET
GRANTS PASS, OR 97526

Receipt #: 157857

Receipt Date: 08/19/2015 09:53 AM

Station: 1

Cashier: JEDWARDS

Receipt Name:

Comments:

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WATER RESOURCES DEPT
SALEM, OREGON

Thank You

Retain this receipt for your records

Miscellaneous Fees		
Photocopies - Recording	1	\$4.00

Receipt Total **\$4.00**

CASH \$4.00

DATED: 7-28-15

Mary E. Lehmann
Mary E. Lehmann

STATE of OREGON

COUNTY of JOSEPHINE

This instrument was acknowledged before me on 7-28, 2015

by Mary E. Lehmann

Heidi J. Provost, Notary Public - State of Oregon
My commission expires: 8-30-16



LEGAL DESCRIPTION

PARCEL 1:

COMMENCING AT THE NORTHWEST CORNER OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER, OF SECTION 26, TOWNSHIP 35 SOUTH, RANGE 7 WEST, OF THE WILLAMETTE MERIDIAN, JOSEPHINE COUNTY, OREGON; THENCE SOUTH ALONG THE WEST LINE OF SAID SOUTHWEST QUARTER OF THE NORTHEAST QUARTER 12.5 FEET; THENCE NORTH 89°53'30" EAST 1506.80 FEET TO A 5/8 INCH IRON ROD FOR THE TRUE POINT OF BEGINNING; THENCE CONTINUE NORTH 89° 53'30" EAST 397.20 FEET TO THE CENTERLINE OF NO NAME CREEK; THENCE SOUTHEASTERLY ALONG THE CENTERLINE OF SAID CREEK ON THE AVERAGE COURSE OF SOUTH 59°45' EAST TO THE WESTERLY BANK OF THE ROGUE RIVER; THENCE SOUTH 42°30' WEST ALONG SAID BANK TO A POINT SOUTH 64°00' EAST OF THE TRUE POINT OF BEGINNING; THENCE NORTH 64°00' WEST 620 FEET, MORE OR LESS, TO THE TRUE POINT OF BEGINNING.

PARCEL 2:

COMMENCING AT THE NORTHWEST CORNER OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 26, TOWNSHIP 35 SOUTH, RANGE 7 WEST OF THE WILLAMETTE MERIDIAN, JOSEPHINE COUNTY, OREGON; THENCE SOUTH ALONG THE WEST LINE OF SAID SOUTHWEST QUARTER OF THE NORTHEAST QUARTER 12.5 FEET; THENCE NORTH 89°53'30" EAST 1506.80 FEET TO A 5/8 INCH IRON ROD FOR THE TRUE POINT OF BEGINNING; THENCE NORTH 26°00' EAST 13 FEET, MORE OR LESS, TO A POINT ON THE NORTH LINE OF GOVERNMENT LOT 5 IN SAID SECTION 26; THENCE NORTH 89°53'30" EAST ALONG THE NORTH LINE OF SAID LOT 5 TO A POINT ON THE CENTERLINE OF NO NAME CREEK; THENCE SOUTHEASTERLY ALONG SAID CENTERLINE TO A POINT WHICH BEARS NORTH 89° 53'30" EAST FROM THE TRUE POINT OF BEGINNING; THENCE SOUTH 89°53'30" WEST TO THE TRUE POINT OF BEGINNING.

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