

STATE OF OREGON
WATER RESOURCES DEPARTMENT

74 OCT 1 1994

NOTICE OF EXEMPT RESERVOIR

This notice is submitted pursuant to ORS 537.141, which provides that a water right is not needed for certain ponds/reservoirs which were in existence before January 1, 1993, are located off-channel and store less than 9.2 acre-feet of water or have a dam less than 10 feet in height.

Landowner: LORY M. + SHARON J. Bowen P 74797

Authorized Agent: (if applicable) _____

Address: 144 Hogue Dr.

Selma Oregon 97538 (503) 597-4053
City State Zip Telephone No.

I/WE SUBMIT NOTICE OF THE FOLLOWING RESERVOIR(S) :

NOTE: Multiple reservoirs may be included in a single notification. For items 1-6 below, attach extra sheets for additional reservoir descriptions.

1. The reservoir is located in Section 10, Township 38, Range 8, in Josephine County. (Enclose a US Geological Survey topographical map or a tax lot map showing the location of the reservoir(s). Copies of portions of the maps are acceptable, provided information on the copy verifies the correct legal description.)

2. Source of water: Spring Fed (underground).

3. Maximum height of the dam: Ground level.

4. Maximum water depth in the reservoir: 9 Ft..

5. Maximum storage capacity of reservoir: about 313 Acre Feet

6. Size, description and location of any outlet pipe: _____
Nine

7. Enclose evidence that the reservoir(s) existed before January 1, 1993, such as one or more of the following:

- 7.1 A dated aerial photograph which shows the immediate area above, below and surrounding the reservoir(s);
- 7.2 An affidavit signed by the landowner or other knowledgeable person (signature must be notarized);
- 7.3 A dated map prepared by a local, state or federal agency showing the location of the reservoir; or
- 7.4 Construction receipts or other forms of documentation.

Declaration by Owner/Authorized Agent:

Each of the reservoirs described herein was in existence before January 1, 1993, is located off-channel and stores less than 9.2 acre-feet of water or has a dam less than 10 feet in height.

I/We believe the reservoir(s) qualifies under ORS 537.141 and OAR 690-11-014 for exemption from Oregon's water right filing requirements.

Notice to Owners/Authorized Agent:

Reservoirs that qualify for exemption under ORS 537.141 and OAR 690-11-014 shall be subject to the following conditions:

1. The right to store or use water in the reservoir shall not have priority over any water right; and
2. The right to store and use water in the reservoir(s) shall be subordinate to all future permitted or certificated water rights.

THE UNDERSIGNED VERIFIES THAT TO THE BEST OF HIS/HER KNOWLEDGE AND BELIEF THE INFORMATION CONTAINED IN THIS NOTICE IS TRUE, CORRECT AND COMPLETE.

Landowner/~~agent~~ signature: Loy M. Bowen, Sharon J. Bowen

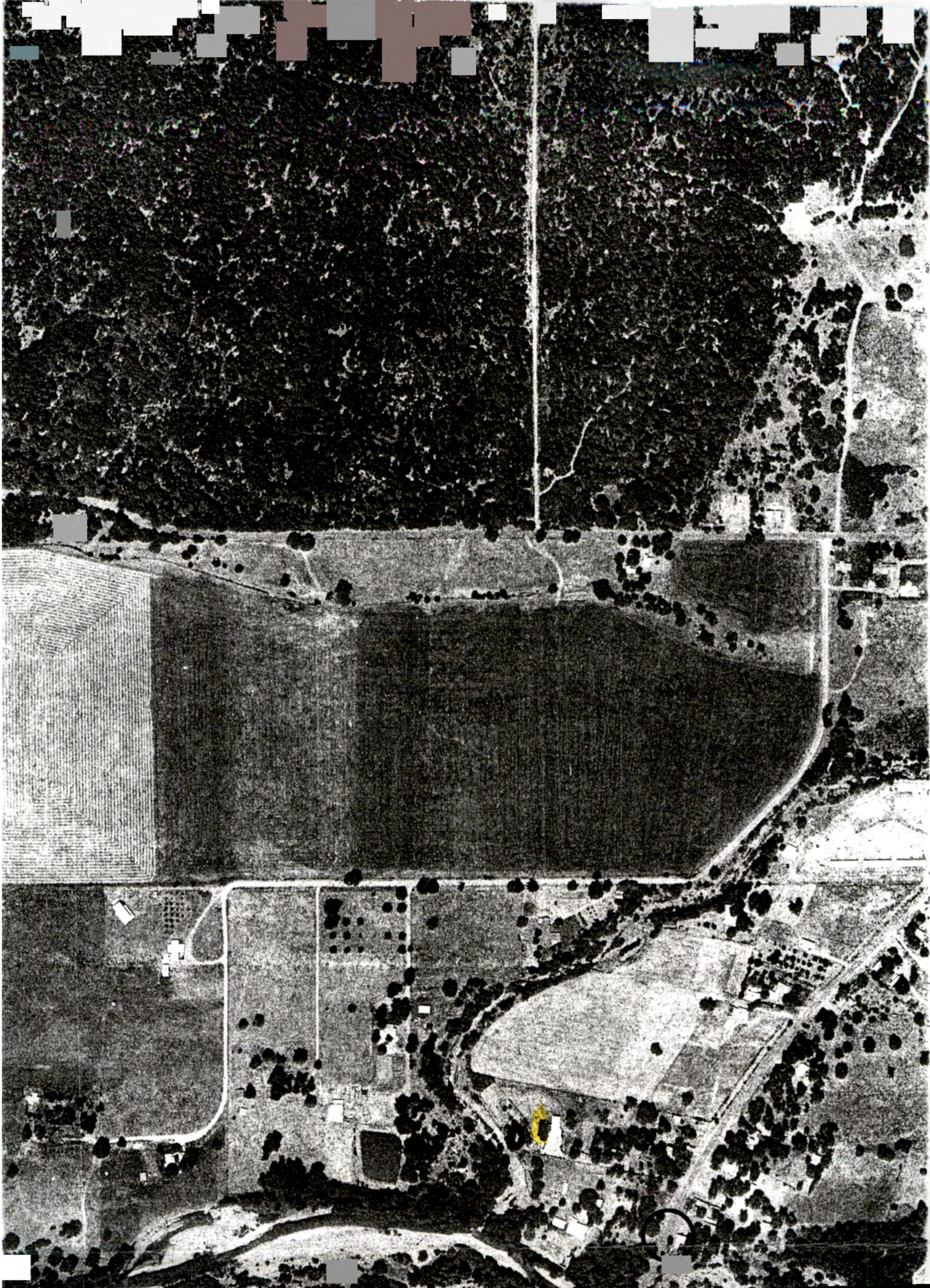
(Print Name and Title) Loy M. Bowen Sharon J. Bowen

Date: 10-10-94

FOR WATER RESOURCES DEPARTMENT USE ONLY

The foregoing Notice and accompanying data have been examined by authorized staff of the Water Resources Department. Based on review of the information submitted, this Notice is received on _____, 1994 and assigned FILE NUMBER _____.

cc: Watermaster District # _____



PAID
JOSEPHINE COUNTY SURVEYOR

OCT 5 1994

\$ 300 *TR*

RECEIVED

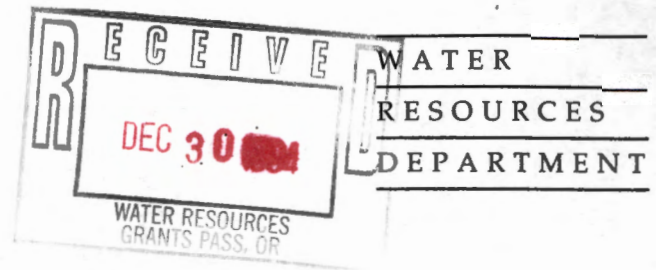
OCT 14 1994

WATER RESOURCES DEPT.
SALEM, OREGON



November 28, 1994

LORY M BOWEN
BOWEN, SHARON J
144 HOGUE DR
SELMA, OR 97538



REFERENCE: File # P-74797;
Notice of Exempt Reservoir (Pond)

Your exempt reservoir notice has been received by the Department and has been assigned the above-referenced file number. We would like to ask you to refer to this number if you should need to contact us about the notice, your pond, or ponds if you have more than one.

To avoid any misunderstanding, we feel it is important to tell you that although we have received and filed your notice, we have not yet determined whether you are exempt from water right requirements. The watermaster responsible for the area in which the pond(s) is (are) located will help us apply the Water Resources Commission's administrative rules to your situation. These rules set the standards that determine which ponds require water rights and which are exempt. We will let you know the results as soon as we are able to complete our review of your pond(s)'s nature.

Since the department must rely initially on the information you submit to us, it is very important that the information be complete and accurate. If inspections show that your pond(s) does (do) not qualify as exempt, you could be asked to drain the pond(s) or submit a water right application or both. If you submit your application after January 1, 1995, it will be processed like any other application, since that is the deadline for filing water rights under the pond amnesty program.

The department will process your information as quickly as possible. However, because water right processing staff members are working hard to reduce a backlog of applications, it may be some weeks before you hear from us.

If you have questions, you may contact your watermaster. The enclosed brochure lists watermaster names, telephone numbers and addresses by county.

Sincerely,

Mr. Cory C. Engel
Water Rights Research Assistant
Water Rights/Adjudication Division

Enclosure: New Water Right Law for Pond Owners Brochure



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

180 08 031

FILE #: P74797 RVD SALEM:

RVD REGION:

COUNTY: JO

NAME: BOWEN, LORY M/SHARON
ADDRESS: 144 HOGUE DR
CITY, STATE: SELMA, OR
PHONE NO. 503-597-4053

97538

EXEMPT? *N- use*

roll into 2376

TRSOQ: 38S08W10

MAP & TL:

INSPECTED BY *LMS*
INSPECTION DATE *11/14/95*
TALKED TO: *LORY BOWEN*

SOURCE(S) OF WATER: *runoff + spring*

USE(S) OF WATER: *irrigation*

DESCRIBE POND: *exc*

DESCRIBE DAM: *NO DAM*

SURFACE AREA:

0.31 A.F.

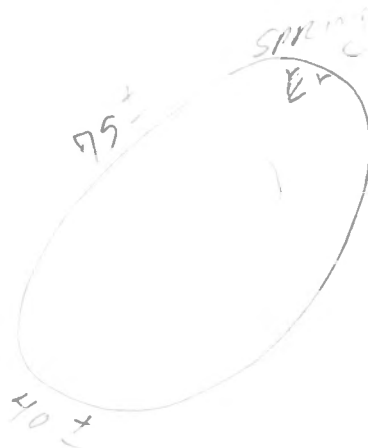
ASSUMED AVERAGE DEPTH:

4'

1 fairly straight sides

DISCREPANCIES: *NONE*

REMARKS:



Hogue Dr

WM#14

Watermaster HB-2153
Check-List

November 28, 1994

LORY M BOWEN
BOWEN, SHARON J
144 HOGUE DR
SELMA, OR 97538

REFERENCE: File(s) P-74797

Reservoir qualifies as exempt

Reservoir does not qualify as exempt

Reservoir is off channel

YES NO

Height of Dam

Capacity of Reservoir

0.31 A.F.

Constructed before 1/1/1993

YES NO

I L. SMITH examined the information included with the file P-74797.
My determination is based on review of the information and field visit to the site and/or
personal knowledge.

Lorita M. Smith
Signature

1/14/95
Date

November 28, 1994

Oregon

LORY M BOWEN
BOWEN, SHARON J
144 HOGUE DR
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WATER
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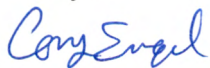
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Application No. P-741797
Permit No.

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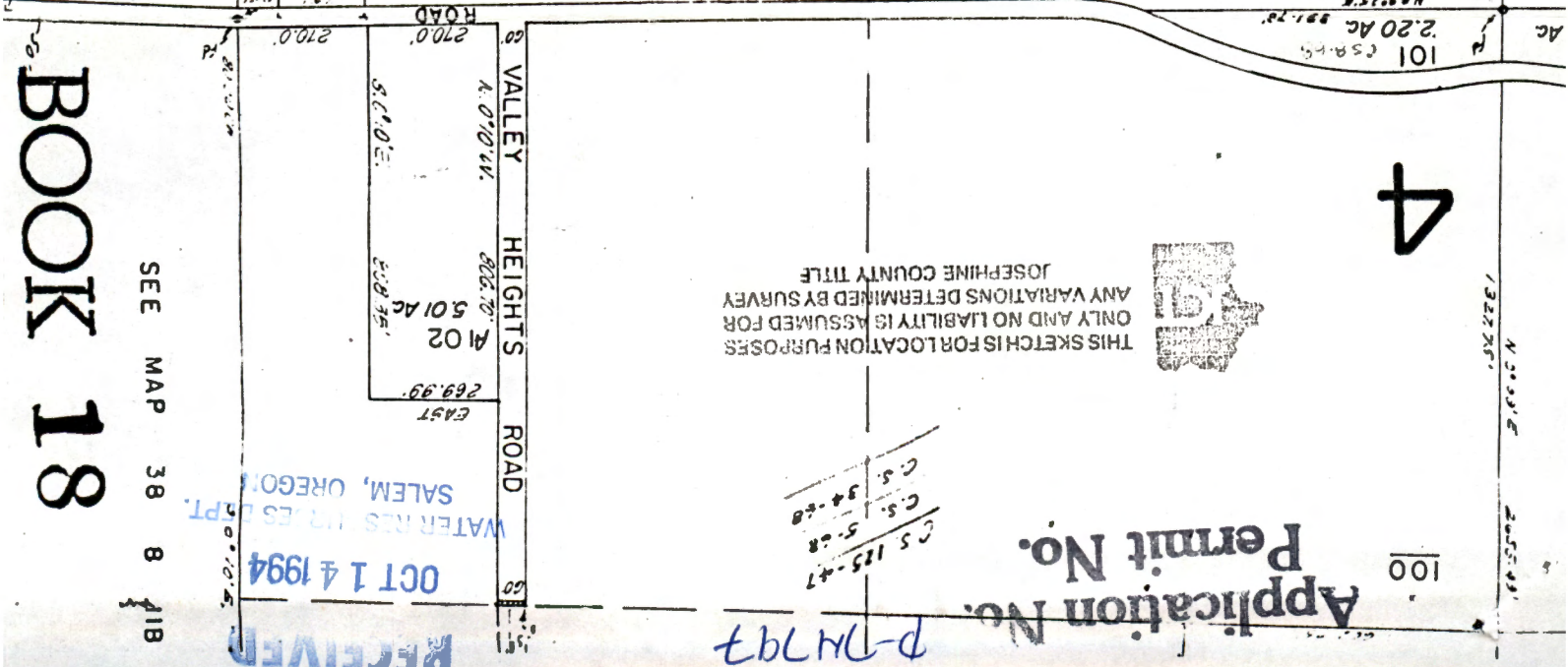
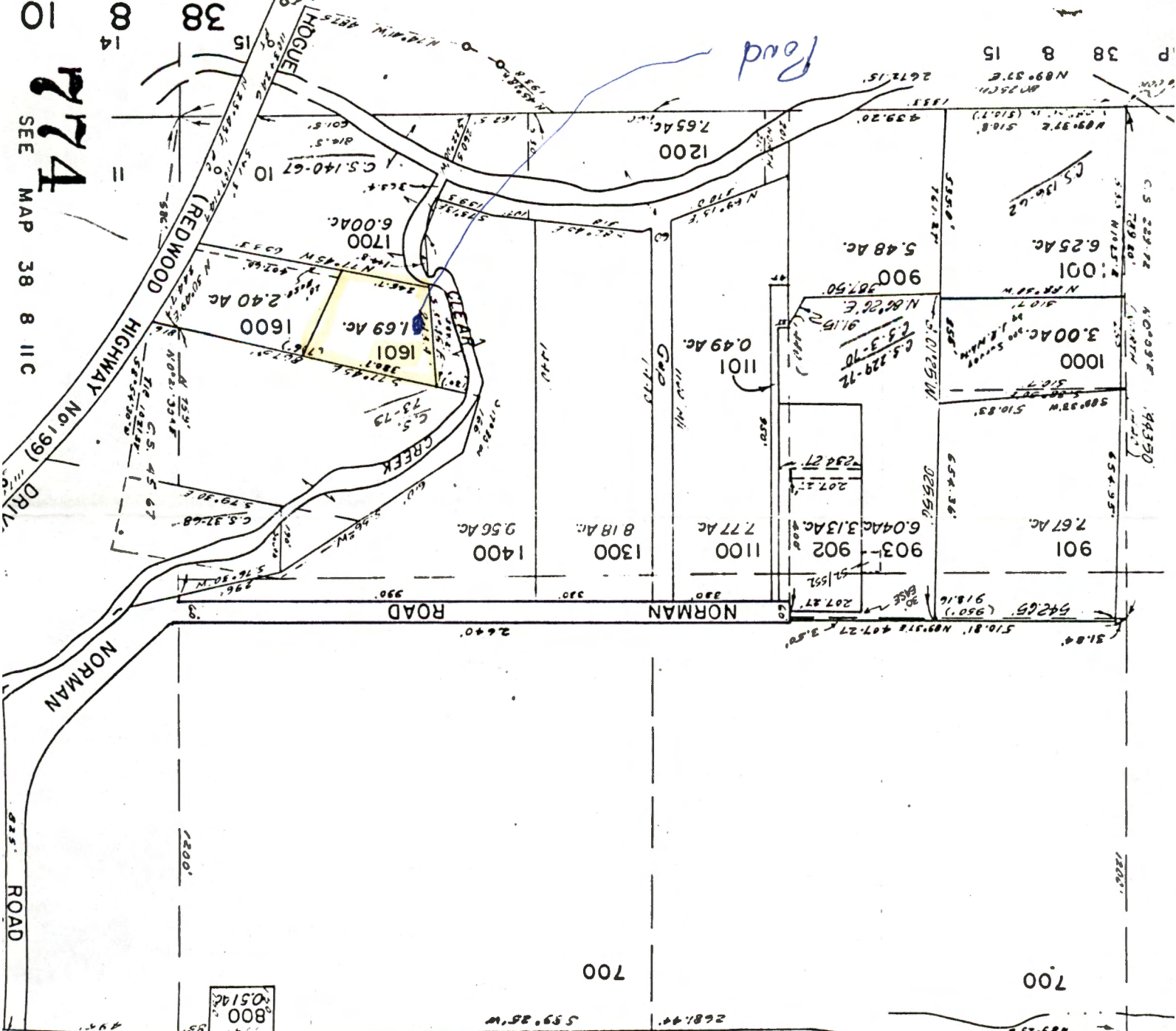
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Date: 10-10-94

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cc: Watermaster District # _____



SEE MAP 38 8 IIC
 274

BOOK 18
 SEE MAP 38 8 11B

RECEIVED
 OCT 14 1994
 WATER RES. DIVISION
 SALEM, OREGON

THIS SKETCH IS FOR LOCATION PURPOSES ONLY AND NO LIABILITY IS ASSUMED FOR ANY VARIATIONS DETERMINED BY SURVEY JOSEPHINE COUNTY TITLE

Application No. p-74797
 Permit No. C.S. 125-47
 C.S. 34-68
 C.S. 5-28



4

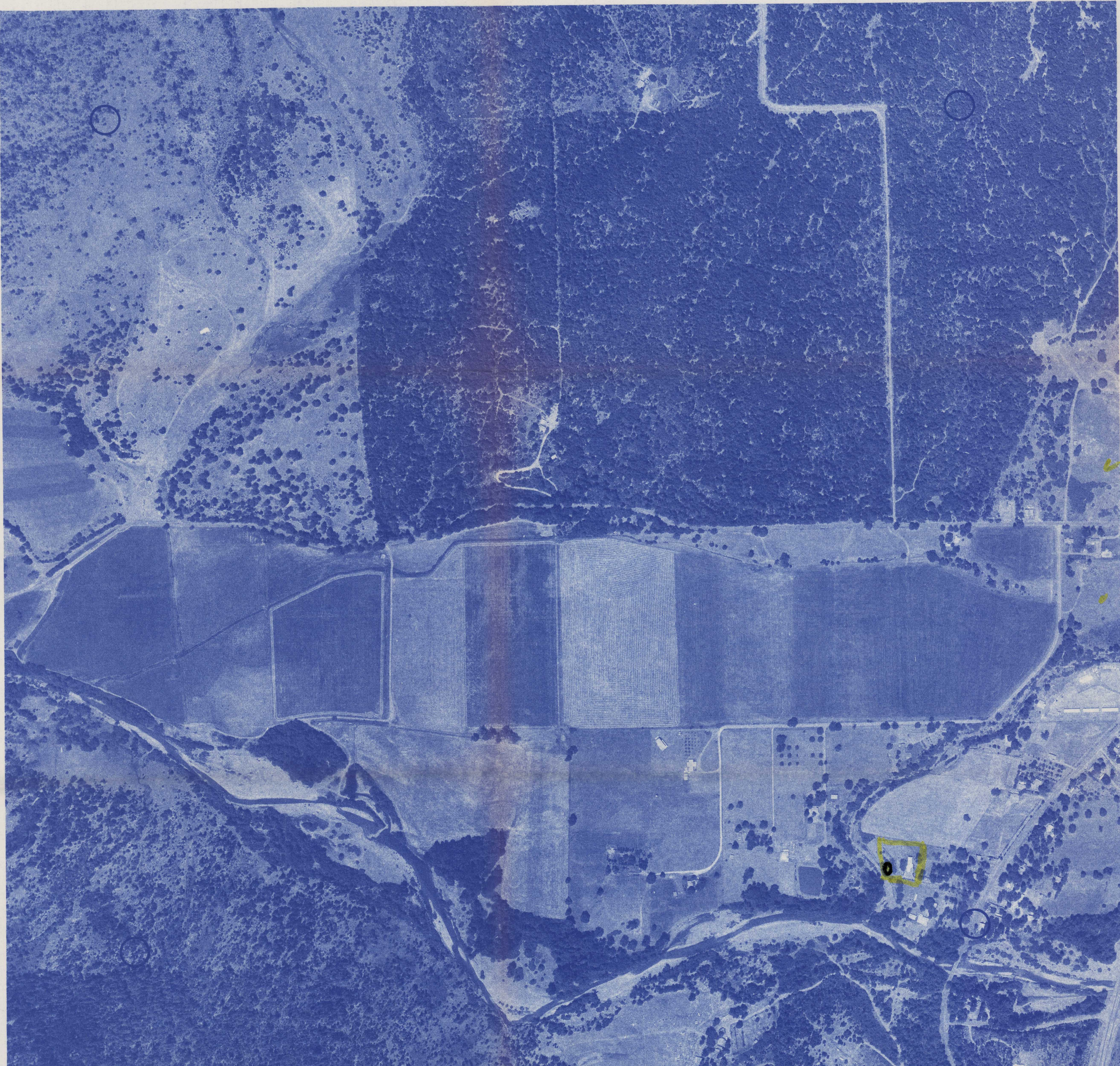
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Application No. Permit No.

Application No. P-74797
Permit No.

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WATER RESOURCES DEPT.
SALEM, OREGON

PAID
JOSEPHINE COUNTY SURVEYOR
OCT 5 1994
\$ 300 137



SEC. 10 T. 38 S. R. 8 W.
JOSEPHINE COUNTY, OREGON ↑
PHOTO DATE: 7-1-86 N
PHOTO SCALE: 1" = 400' ±
NOTE: SECTION CORNER LOCATIONS ARE APPROXIMATE.