

# 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 <i>Conner Voss</i>		PHONE (HM)	
PHONE (WK) <i>503 799. 7389</i>	CELL	FAX	
ADDRESS <i>9997 S. Wildcat Rd.</i>			
CITY <i>Molalla</i>	STATE <i>OR</i>	ZIP <i>97038</i>	E-MAIL * <i>connerdell@gmail.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:

**WATER RESOURCES DEPT  
 OREGON**

- 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.

Applicant Signature

*Conner Voss*  
 Print Name and title if applicable

Date

Applicant Signature

Print Name and title if applicable

Date

Review

*S-88188*

For Department Use

**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: POND

Tributary to: N/A

Source 2:

Tributary to:

Source 3:

Tributary to:

Source 4:

Tributary to:

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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).

R-8786Z (App) R-15033

**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
POND	Irrigation	June - Nov.	6 <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: 16.6 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

- 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): 2 HP Floating submersible w/ flow switch

Other means (describe): \_\_\_\_\_

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

Buried 3" mainline running North to South w/ East/West laterals & 2" risers for drip irrigation headers

**B. Application Method**

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

Drip (t-tape) & micro-sprinklers

**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.

Timed, zoned watering, 2-3 times per week in the early morning & evening. Low flow (20 gph per 100' of t-tape) emitters to maximize infiltration rate in our Alpha Silt Loam soils.

**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: Pump inlets will be boxed & screened

Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas.

Describe planned actions: Pond & stream banks will be managed to increase native plant species populations

Operating equipment in a water body will be managed and timed to prevent damage to aquatic life.

Describe: No equipment will be operated in water bodies aside from screened pump inlet

Water quality will be protected by preventing erosion and run-off of waste or chemical products.

Describe: Chemical products are not used on the farm & livestock are maintained at least 10 ft from banks.

**SECTION 7: PROJECT SCHEDULE**

Date construction will begin: *May 2016*  
Date construction will be completed: *May 2020*  
Date beneficial water use will begin: *June 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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*S-88188*

# 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: Conner First Voss Last

Mailing Address: 9997 S. Wildcat Rd.  
Melalla City OR State 97038 Zip Daytime Phone: 503.779.7389

## 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:
6S	1E	3	NE SE	1500	EFU	<input checked="" type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	pasture & crops
6S	1E	3	SE SE	1500	EFU	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	pasture & crops
						<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:

Clackamas County

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## B. Description of Proposed Use

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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) \_\_\_\_\_

Estimated quantity of water needed: 6 AF     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 Livestock

Briefly describe:

1-2 Acres of mixed vegetable production & small paddock rotation.

**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. →  
 Surface Water/O

# 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): 401

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
		<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.

*Land use are consistent with ORS 215.203 and Clackamas County Zoning Development Ordinance section 401. Land uses approved do not include recreational marijuana use without a land use review.*

Name: LORRAINE GONZALES Title: Senior Planner  
 Signature: Lorraine Gonzales Phone: 503 742-4541 Date: 2-29-16  
 Government Entity: Clackamas 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: \_\_\_\_\_  
 City or County: \_\_\_\_\_ Staff contact: **RECEIVED**  
 Signature: \_\_\_\_\_ Phone: \_\_\_\_\_ **FEB 29 2016** Date: \_\_\_\_\_



5-08188

STATE OF OREGON  
 COUNTY OF CLACKAMAS  
 PERMIT TO STORE PUBLIC WATERS

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WATER RESOURCES DEPT  
 SALEM, OREGON

THIS PERMIT IS HEREBY ISSUED TO:

CONNER VOSS  
 9997 S WILDCAT RD  
 MOLALLA OR 97038

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: R-87862

SOURCE OF WATER: UNNAMED STREAM, A TRIBUTARY TO MARQUAM CREEK

STORAGE FACILITY: A POND

MAXIMUM VOLUME: 8.0 ACRE FEET

DATE OF PRIORITY: FEBRUARY 4, 2013

WATER MAY BE APPROPRIATED AS FOLLOWS:

Use	Period
Multiple Purpose	November 1 - May 31

**Authorized Point of Diversion/ Reservoir Location:**

	Twp	Rng	Mer	Sec	Q-Q	Measured Distances
Unnamed Stream	6 S	1 E	WM	3	NE SE	1572 FEET NORTH AND 100 FEET WEST FROM NE CORNER, DLC 46
Reservoir	6 S	1 E	WM	3	NE SE	1572 FEET NORTH AND 175 FEET WEST FROM NE CORNER, DLC 46

**The Area To Be Submerged:**

Twp	Rng	Mer	Sec	Q-Q
6 S	1 E	WM	3	NE SE

**Measurement, recording and reporting conditions:**

- A. The Director may require the permittee to install a totalizing flow meter or other suitable measuring device as approved by the Director at each point of diversion. If the Director notifies the permittee to install a meter or other measuring device, the permittee shall install such device within the period stated in the notice. Once installed, the permittee shall maintain the meter or measuring device in good working order, and shall allow the watermaster access to the device(s).
- B. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used, and may require the permittee to report water use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general

5-8888

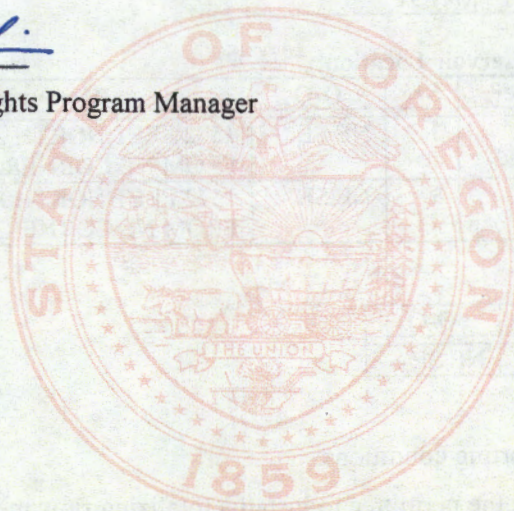


7. If the volume of the completed reservoir is 9.2 acre feet or more and a dam is used to impound the water, the height of the dam shall be less than 10.0 feet.
8. Construction shall be completed and up to the permitted annual volume of water shall be stored within five years of the date of permit issuance.
9. Within one year after storage of water, the permittee shall submit a claim of beneficial use to the Oregon Water Resources Department.
10. The claim of beneficial use shall be prepared by a Certified Water Right Examiner in conformance with the requirements of OAR 690-014 if an associated secondary permit exists for the use of stored water under this permit, or if the reservoir capacity is equal to or greater than 9.2 acre-feet.
11. If no secondary permit exists and the reservoir capacity is less than 9.2 acre-feet of water, the claim of beneficial use need not be prepared by a Certified Water Right Examiner. The information submitted to the Oregon Water Resources Department shall include:
  - a. the dimensions of the reservoir;
  - b. the maximum capacity of the reservoir in acre-feet; and
  - c. a map identifying the location of the reservoir prepared in compliance with Water Resource Department standards.

Issued October 18 2013.

E. Timothy Wallin

E. Timothy Wallin, Water Rights Program Manager  
for Phillip C. Ward, Director  
Water Resources Department



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Fidelity National Title of Oregon 2012 0051344

Clackamas County Official Records 2012-048585  
Sherry Hall, County Clerk  
08/01/2012 12:14:15 PM  
D-D Cnt=1 Str=6 KARLYNWUN \$58.00  
\$15.00 \$16.00 \$10.00 \$17.00

**GRANTOR:**  
Estate of Gladys J. Dahl  
% 1360 Overlook Avenue N.W.  
Salem, OR 97304

**GRANTEE:**  
Conner D. Voss and Sarah R. Brown, as tenants  
by the entirety  
9997 S. Wildcat Road  
Molalla, OR 97038

**SEND TAX STATEMENTS TO:**  
Conner D. Voss and Sarah R. Brown  
9997 S. Wildcat Road  
Molalla, OR 97038

**AFTER RECORDING RETURN TO:**  
Conner D. Voss and Sarah R. Brown  
9997 S. Wildcat Road  
Molalla, OR 97038

Escrow No: FT120035688-FTMWV01

01125311

9997 S. Wildcat Road  
Molalla, OR 97038

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SPACE ABOVE THIS LINE FOR RECORDER'S USE

**PERSONAL REPRESENTATIVE'S DEED**

Sandra Adams and Susan Schauer, the duly appointed, qualified and acting co-personal representatives of the estate of Gladys J. Dahl, deceased, pursuant to proceedings filed in Circuit Court for Clackamas County, Oregon, Case No. P07-12-048, Grantor, conveys to Conner D. Voss and Sarah R. Brown, as tenants by the entirety, Grantee, all the estate, right and interest of the above named deceased at the time of the deceased's death, and all the right, title and interest that the above named estate of the deceased by operation of law or otherwise may have acquired afterwards, in and to the following described real property:

SEE LEGAL DESCRIPTION ATTACHED HERETO AS EXHIBIT "ONE"

The true consideration for this conveyance is \$440,000.00.

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, 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

2-02189

Order No.: 20120051344-FTPOR25

**EXHIBIT "ONE"**

Part of the Ezekiel Burbage Donation Land Claim in Section 3, Township 6 South, Range 1 East of the Willamette Meridian in the County of Clackamas and State of Oregon, described as follows:

Beginning 20 chains West of the Southeast corner of the Ezekiel Burbage and wife Donation Land Claim in Section 3, Township 6 South, Range 1 East of the Willamette Meridian; thence West on claim line 17.40 chains; thence North 20.00 chains; thence East 17.48 chains; thence South 20.00 chains to the point of beginning.

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