



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

Application for a Permit to Store Water in a Reservoir (Alternate Review)

Alternate Review Process (ORS 537.409): You may use this form for any reservoir storing less than 9.2 acre-feet or with a dam less than 10 feet high.

Use a separate form for each reservoir

Please type or print in dark ink. If your application is found to be incomplete or inaccurate, we will return it to you. If any requested information does not apply, insert "n/a". 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

RIVER LOCH RANCH, LLC

Applicant: JOHN COLLINS, Agent
First Last

Mailing Address: P.O. Box 1425
SHADY COVE OR 97539
City State Zip

Phone: 541-878-2662 Work Other
Home

Fax: _____ E-Mail Address*: 490COLLINS@GMAIL.COM

* 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.)

2. AGENT INFORMATION

The agent is authorized to represent the applicant in all matters relating to this application.

Agent: EILEEN COLLINS
First Last

Mailing Address: P.O. Box 1425
SHADY COVE OR 97539
City State Zip

Phone: 702-525-2680 Work Other
Home

Fax: _____ E-Mail Address*: 490COLLINS@GMAIL.COM

* 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.)

3. LOCATION AND SOURCE

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A. Reservoir Name: 'J' RESERVOIR OCT 03 2016

B. Source: Provide the name of the water body or other source from which water will be diverted, and the name of the stream or lake it flows into. Indicate if source is run-off, seepage, or an unnamed stream or spring.

Source: ROGUE RIVER Tributary to: PACIFIC OCEAN SALEM, OR

C. County in which diversion occurs: JACKSON

AND UNNAMED STREAM TRIBUTARY TO ROGUE RIVER

App. No. <u>R-88297</u>	For Department Use Permit No. _____	Date _____
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D. Reservoir Location

Township (N or S)	Range (E or W)	Section	quarter/quarter	tax lot number
33S	1 E	32	NE 1/4 SE 1/4	100

E. Dam: Maximum height of dam: 9.9 feet. If excavated, write "zero feet".

F. Quantity: Amount of water to be stored in the reservoir at maximum capacity. List volume in acre-feet: 37.80 A.F. * 29.00

37.80
 9.25

 28.55

* RESERVOIR STORES A TOTAL OF 37.80 A.F.
 PERMIT 14306 PROVIDES 9.25 A.F. STORAGE
 THIS APPLICATION IS FOR 29.00 A.F.

Is this project fully or partially funded by the American Recovery and Reinvestment Act? (Federal stimulus dollars) Yes No

4. WATER USE

Indicate the proposed use(s) of the stored water. NOTE: You may wish to consider filing for "Multipurpose use" for your reservoir. Multipurpose use does not limit the types of future uses for the stored water. Multipurpose covers all uses including: stockwater, fish and wildlife, aesthetics, domestic, irrigation, agriculture, fire protection and pollution abatement. If any use will be out of reservoir use, regardless of the type of storage listed, a secondary application must be filed to appropriate the stored water.

MULTIPURPOSE USE

5. PROPERTY OWNERSHIP

Please provide a copy of the recorded deed(s).

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

Yes (please check appropriate box below then skip to section 5)

There are no encumbrances

This land is encumbered by easements, right of way, roads of way, roads or other encumbrances

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 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 irrigated and/or domestic use only (ORS 274.040).

(Do not check this box if you described your use as "Multipurpose" in #3 above.)

List the names and mailing addresses of all affected landowners:

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6. ENVIRONMENTAL IMPACT

- A. **Channel:** Is the reservoir: in-stream or off channel?
- B. **Wetland:** Is the project in a wetland? Yes No Don't know
- C. **Existing:** Is this an existing reservoir? Yes No
If yes, how long has it been in place? 10 years.
- D. **Fish Habitat:** Is there fish habitat upstream of the proposed structure? Yes No Don't know
If yes, how much? _____ miles.
- E. **Partnerships:** Have you been working with other agencies? Yes No
Indicate agency, staff and phone numbers of those involved. Also indicate any agencies that are cost sharing in this project.

7. 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.

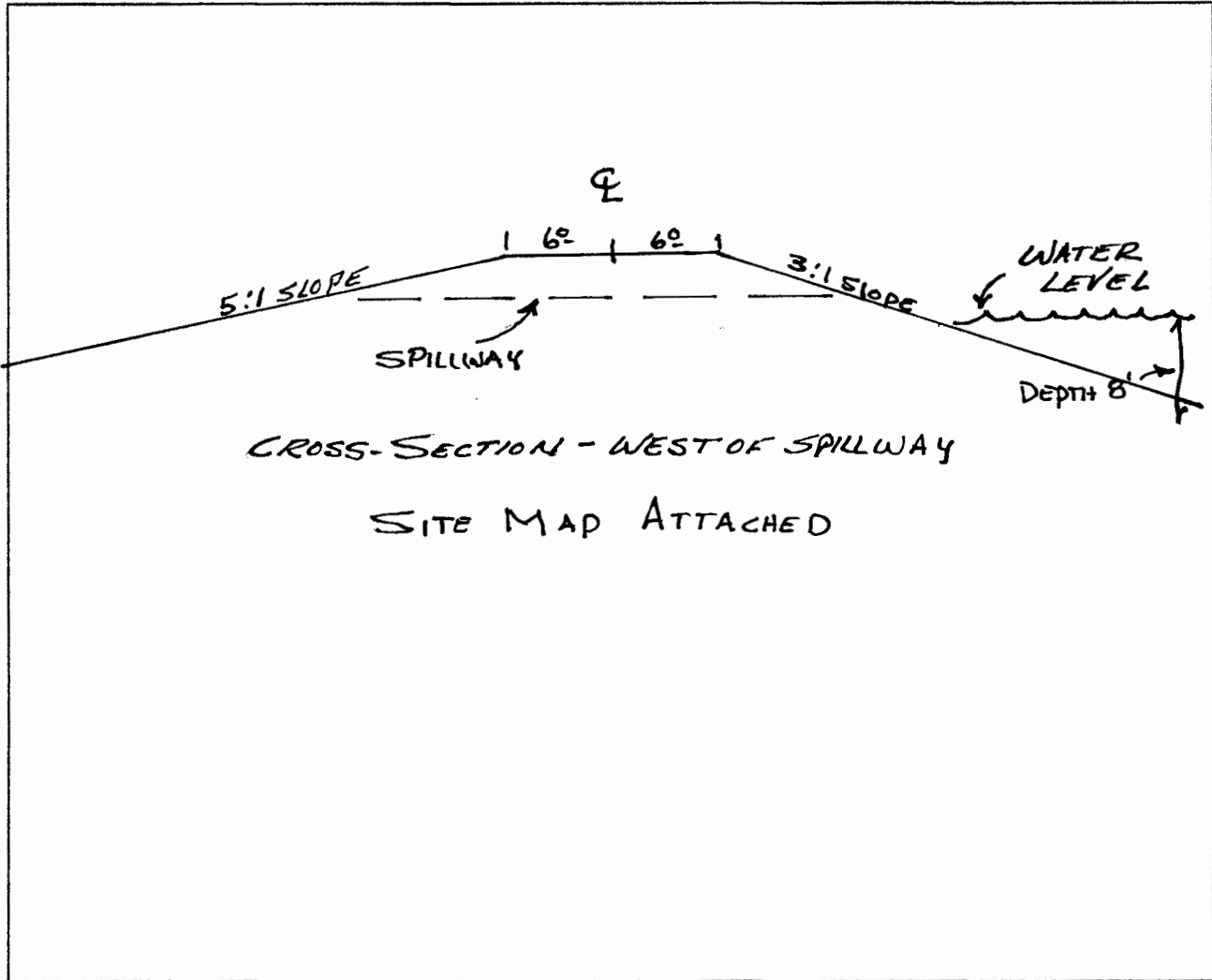
Irrigation District Name	Address	
City	State	Zip

8. DESCRIPTION

Provide a description of the design and operation of the proposed diversion, including a description of how live flow will be passed outside the authorized storage season. Use this space for narrative. You may also provide narrative and sketches on separate pages.

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If the diversion involves a dam, use this space for sketches of the diversion (e.g. cross-section of the dam with its dimensions, dimension and placement of outlet pipe, means of passing live flow outside of the authorized storage season, and means for providing fish passage).



9. SIGNATURE

I swear that all statements made and information provided in this application are true and correct to the best of my knowledge.

John Collins Agent
Landowner Signature

9/27/2016
Date

RIVER LOCH RANCH, LLC

- Before you submit your application be sure you have:**
- Answered each question completely.
 - Included a legible map that includes Township, Range, Section, quarter-quarter and tax lot number.
 - The map must meet map requirements to be accepted.
 - Included a land use form or receipt stub signed by a local planning official.
 - Included a check payable to Oregon Water Resources Department for the appropriate amount.

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WATERMASTER ALTERNATE RESERVOIR APPLICATION REVIEW SHEET

Recommendations for Water Right Applications under the Alternate Reservoir review process (ORS 537.409)

In lieu of the water right application process set forth in ORS 537.140 to 537.211, an owner of a reservoir may submit an alternate reservoir application for a reservoir that has a storage capacity less than 9.2 acre-feet or a dam or impoundment structure less than 10 feet in height. ORS 537.409 describes the criteria used to evaluate alternate reservoir applications.

The review shall be limited to issues pertaining to: a) water availability, b) potential detrimental impact to existing fishery resources; and c) potential injury to existing water rights. (ORS 537.409 (6))

Within 60 days after the department provides public notice...any person may submit detailed, legally obtained information in writing, requesting the department to deny the application for a permit on the basis that the reservoir: (a) Would result in injury to an existing water right; or (b) Would pose a significant detrimental impact to existing fishery resources. (ORS 537.409 (5))

The review of alternate reservoirs is limited to these criteria only.

Application #: R-

Applicant's Name: River Loch Ranch, LLC.

335-1E-32-NE/SE - Tax Lot 100

1) Does the proposed reservoir have the potential to injure existing water rights? NO YES

Explain: Water is available for new storage permits December-May

2) Can conditions be applied to mitigate the potential injury to existing water rights? NO YES N/A

If YES, which conditions are recommended: Water is available for new storage permits December-May

3) Did you meet with staff from another agency to discuss this application? NO YES

Who:

Agency:

Date:

Who:

Agency:

Date:

Watermaster signature:



Date: 9-7-2016

WRD Contact:

Caseworker:

Water Rights Division, 503-986-0900 / Fax 503-986-0901

NOTE: This completed form must be returned to the applicant

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ODFW Alternate Reservoir Application Review Sheet

This portion to be completed by the applicant.

Applicant Name/Address/Phone/Email: RIVER LODCH RANCH LLC, John Collins Agt.
490 COLLINS@gmail.com
P.O. Box 1425 SHADY COVE OR. 541-878-2662

Reservoir Name: 'J' RESERVOIR Source: ROGUE RIVER Volume (AF): 38
UNNAMED STREAM TRIBUTARY TO ROGUE RIVER AND

Twp Rng Sec QQ: T33S, R1E, 32 NESE Basin Name: ROGUE in-channel off-channel

Note: It is unlikely that ODFW will be able to complete this form while you wait, nevertheless we recommend making an appointment to submit the form so as to provide any necessary clarifications. See pg. 6 of Instructions for contact information.

This portion to be completed by Oregon Department of Fish and Wildlife (ODFW) District staff.

- 1) Is the proposed project and AO¹ off channel? YES NO
(if yes then proceed to #4; if no then proceed to #2)
- 2) Is the proposed project or AO located where NMF² are or were historically present?..... YES NO
(if yes then proceed to #3; if no then proceed to #4)
- 3) If NMF are or were historically present:
 - a. Is there an ODFW-approved fish-passage plan?..... YES NO
 - b. Is there an ODFW-approved fish-passage waiver or exemption?..... YES NO

If fish passage is required under ORS 509.580 through .910, then either 3(a) or 3(b) must be "Yes" to move forward with the application. If responses to 3(a) and 3(b) are "No", then the proposed reservoir does not meet the requirements of Oregon Fish Passage Law and shall not be constructed as proposed.

- 4) Would the proposed project pose any other significant detrimental impact to an existing fishery resource locally or downstream?..... YES NO
Explain below (for example, list STE species or other existing fishery resources that would be impacted negatively.)

Any diversion or appropriation of water for storage during the period May through November poses a significant detrimental impact to existing fishery resources. (For example, if diversion of water for storage during a certain time period would cause a significant detrimental impact to an existing fishery resource, then ODFW should recommend conditions or limitations.)
If NMF fish are present at the project site or point of water diversion then the applicant should be advised that a fish screen consistent with screening criteria will be required.

- This proposed pond or reservoir contemplates impounding water in the Columbia Basin above Bonneville Dam. ODFW has determined that additional diversions of water in this area pose a significant detrimental impact to existing fishery resources during the period April 15 through September 30.

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¹ AO = Artificial Obstruction means any dam, diversion, culvert or other human-made device placed in waters of this state that precludes or prevents the migration of native migratory fish. ORS 509.580 (1)

² NMF = Native Migratory Fish Species in Oregon as defined by OAR 635 - 412 - 0005 (32)

This application proposes to amend the size of "J Reservoir" from the permitted (14306) size of 9.25 acre feet to the actual size of approximately 38 acre feet. This application also proposes to add a point of diversion from an un named stream. ODFW has looked at this pond and it does not appear that there is a man made diversion from the un named tributary at this time. The connection between the reservoir and un named tributary appears to be underground. If a diversion on the un named trib is ever developed, it must have fish passage approval from ODFW.

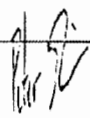
Spring Chinook salmon in the Rogue River require large volumes of cold, clean water to return to their spawning grounds in the upper Rogue River. May is a challenging month that brings increases in ambient air temperatures that increase water temperature in the Rogue River. Significant increases in water temperature can lead to disease outbreak. Additionally, this pond should not appropriate water if the instream water rights on the Rogue River are not being met.

If YES, can conditions be applied to mitigate the significant detrimental impact to an existing fishery resource?
 NO (explain) YES (select from Menu of Conditions on next page)

b51a The period of use has been limited to December through April.
Fish Div 33

b57

ODFW Signature: _____



Print Name: Peter Samarin

ODFW Title: Assistant District Fish Biologist

Date: 9/27/16

NOTE: This completed form must be returned to the applicant.

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After recording return to:
Bruce Kellington
23 Newtown
PO Box 1583
Medford, OR 97501

Send tax statements to:
John and Bridget Collins
PO Box 1425
Shady Cove, OR 97529

Jackson County Official Records 2008-018054

R-WD
Cnt=1 Stn=7 MANCUST 05/12/2008 03:29:13 PM
\$15.00 \$5.00 \$5.00 \$11.00 Total:\$36.00



I, Christine Walker, County Clerk for Jackson County, Oregon, certify that the instrument identified herein was recorded in the Clerk records.
Christine Walker - County Clerk

WARRANTY DEED

John Collins and Bridget Collins, Trustees of the Revocable Living Trust dated January 28, 2003, which trust is more accurately named the John Collins and Bridget Collins Trust Dated January 28, 2003, Grantors, convey and warrant to River Loch Ranch, LLC, an Oregon limited liability company, Grantee, the following described real property, free of encumbrances except as specifically set forth herein:


SEE EXHIBIT "A" ATTACHED HERETO


There is no monetary consideration for this transfer.

Until a change is requested, all tax statements shall be sent to the following address: John and Bridget Collins, PO Box 1425, Shady Cove, OR 97529

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 197.352. 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 197.352

Dated this 19 day of March, 2008.



John Collins


Bridget Collins

1 - WARRANTY DEED

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STATE OF OREGON)
 ss.
County of Jackson)

On the 19 day of March, 2008, personally appeared John Collins and Bridget Collins and acknowledged the foregoing Warranty Deed to be their voluntary act and deed.

Before me:

Sandra L. Vinzant
Notary Public for Oregon



2 - WARRANTY DEED

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**EXHIBIT A
LEGAL DESCRIPTION**

All those portions of the South one-half of the Northeast one-quarter, the North one-half of the Southeast one-quarter, and the East one-half of the Northwest one-quarter of Section 32, Township 33 South, Range 1 East, of the Willamette Meridian, in County of Jackson and State of Oregon, lying Northerly of Oregon State Highway No. 62 (Crater Lake Highway). EXCEPTING all that portion of the East one-half of the Northwest one-quarter of Section 32, Township 33 South, Range 1 East, of the Willamette Meridian, in Jackson County Oregon, lying Westerly of the following described line: Commencing at the Northwest corner of the Northeast one-quarter of the Northwest one-quarter of Section 32, Township 33 South, Range 1 East, of the Willamette Meridian in Jackson County, Oregon; thence South 1784.0 feet to the meander line of the Rogue River; thence East, along the Rogue River, 557.5 feet to the point of beginning of said line; thence North 39° 00' East, 238.0 feet; thence North 1603.0 feet to a point on the North line of Section 32 and the point of terminus of said line. ALSO INCLUDING: All those portions of the South one-half of the Northeast one-quarter and the North one-half of the Southeast one-quarter lying Northerly of the centerline of the Rogue River, Southerly of Oregon State Highway No. 62 (Crater Lake Highway), and Easterly of a portion being described as follows: Commencing at a point which bears South 246.81 feet (Record South 2488.26 feet) and East 548.12 feet (Record East 623.48 feet) from the one-quarter corner common to Sections 29 and 32, Township 33 South, Range 1 East of the Willamette Meridian, in the County of Jackson and State of Oregon; thence Easterly along the Southerly line of Crater Lake Highway, 307.0 feet to the point of beginning of said line; thence South 41° East, 187.0 feet; thence South 25° West, 586.0 feet, to the center line of the Rogue River and the point of termination of said line. ALSO INCLUDING the following: That portion of the South one-half of the Northwest one-quarter and the North one-half of the Southwest one-quarter of Section 33, Township 33 South, Range 1 East, of the Willamette Meridian, in the County of Jackson and State of Oregon, lying Westerly of a line running parallel with and 285.90 feet East of the West line of Section 33, and Northerly of the centerline of the Rogue River. ALSO EXCEPTING from all of the above those portions conveyed to the State of Oregon, by and through its State Highway Commission, and the State of Oregon, by and through its Department of Transportation by deeds recorded in Volume 493, Page 18, Deed Records, No. 88-14930, No. 89-13115, No. 89-13909, and No. 96-25546, Official Records.

Account No. 10219240; Map 331E32 100
Account No. 10980897; Map 331E33 202

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SALEM, OR

R-88297

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

NOTE TO APPLICANTS

In order for your application to be processed by the Water Resources Department (WRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be used and developed. The planning official may choose to complete the form while you wait, or return the receipt stub to you. Applications received by WRD without the Land Use Form or the receipt stub will be returned to you. Please be aware that your application will not be approved without land use approval.

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) The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
 - b) The application involves a change in place of use only;
 - c) The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; and
 - d) The application involves irrigation water uses only.

NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for or modifying a water right. The Water Resources Department (WRD) requires its applicants to obtain land-use information to be sure the water rights do not result in land uses that are incompatible with your comprehensive plan. Please complete the form or detach the receipt stub and return it to the applicant for inclusion in their water right application. You will receive notice once the applicant formally submits his or her request to the WRD. The notice will give more information about WRD's water rights process and provide additional comment opportunities. You will have 30 days from the date of the notice to complete the land-use form and return it to the WRD. If no land-use information is received from you within that 30-day period, the WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan. Your attention to this request for information is greatly appreciated by the Water Resources Department. If you have any questions concerning this form, please contact the WRD's Customer Service Group at 503-986-0801.

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R-88297

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

RIVER LOCK RANCH, LLC

Applicant: JOHN COLLINS (AGENT)
First Last

Mailing Address: P.O. Box 1425

SHADY COVE OR 97539 Daytime Phone: 541-878-2662
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:
33S	1 E	32	NE¼SE¼	100	EFU	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	FARM
						<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:

JACKSON 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) ROGUE RIVER

Estimated quantity of water needed: 29 cubic feet per second
 gallons per minute
 acre-feet

Intended use of water: Irrigation
 Commercial
 Industrial
 Domestic for _____ household
 Municipal
 Quasi-Municipal
 Instream
 Other MULTIPURPOSE USE

Briefly describe:

STORAGE OF WATER IN EXISTING RESERVOIR. MULTIPURPOSE USE INCLUDING STOCKWATER, FISH AND WILDLIFE, AESTHETICS, DOMESTIC IRRIGATION, AGRICULTURE, FIRE PROTECTION AND POLLUTION ABATEMENT.

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): Ag farm use - not marijuana 4.2-1

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:	
<u>LUCS only</u>		<input checked="" 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.

Name: Francisco Hernandez Title: Planner III
 Signature: [Signature] Phone: 541-774-6903 Date: Sept 4, 2014
 Government Entity: Jackson Co.

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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.

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Receipt for Request for Land Use Information

Applicant name: _____
 City or County: _____ Staff contact: _____
 Signature: _____ Phone: _____ Date: _____