



Oregon Water Resources Department  
Stored Water Only Applications - Expedited Secondary

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Today's Date: Thursday, January 17, 2019

Base Application Fee.		\$520.00
Acre feet of Stored Water to be diverted.	67.5	\$757.60
Permit Recording Fee. ***		\$520.00
*** the Permit Recording Fee is not required when the application is submitted but, must be paid before a permit will be issued. It is fully refundable if a permit is not issued. If the recording fee is not paid prior to issuance of the Final Order, permit issuance will be delayed.	<input type="button" value="Recalculate"/>	
Estimated cost of Permit Application		\$1,797.60

OWRD Fee Schedule

Fee Calculator Version: B20170117

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**Oregon Water Resources Department**  
**Stored Water Only Applications - Expedited Secondary**

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Today's Date: Friday, March 15, 2019

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Estimated cost of Permit Application		\$1,797.60

OWRD Fee Schedule

Fee Calculator Version: B20170117

# 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.oregon.gov/OWRD

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## SECTION 1: APPLICANT INFORMATION AND SIGNATURE

### Applicant

NAME JOHNNIE CREAM GUINEVERE LLC		PHONE (HM)	
PHONE (WK)	CELL	FAX	
ADDRESS 8599 GALICE RD			
CITY MERLIN	STATE OR	ZIP 97532	E-MAIL *

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### Organization

NAME MORRISON'S LODGE MANAGEMENT CO		PHONE 541-479-9554		FAX
ADDRESS PO BOX 1110			CELL	
CITY MERLIN	STATE OR	ZIP 97532	E-MAIL *	

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

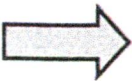
AGENT / BUSINESS NAME DAVID J. BLAUSER, CFO		PHONE 541-479-9554		FAX
ADDRESS PO BOX 1110			CELL	
CITY MERLIN	STATE OR	ZIP 97532	E-MAIL * david@wildrogue.com	

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 proposed and final order documents will also be mailed.)

### 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.
- I cannot legally use water until the Water Resources Department issues a permit.
- 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 receive 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 receive water to which they are entitled.



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

*David J. Blauer*  
Applicant Signature

DAVID J. BLAUSER, CFO  
Print Name and Title if applicable

1/22/2019  
Date

*Johnnie Cream*  
Applicant Signature

JOHNNIE CREAM owner  
Print Name and Title if applicable

3-6-19  
Date

# 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.oregon.gov/OWRD

## SECTION 1: APPLICANT INFORMATION AND SIGNATURE

### Applicant

NAME JOHNNIE CREAM GUINEVERE LLC		PHONE (HM)	
PHONE (WK)	CELL	FAX	
ADDRESS 8599 GALICE RD			
CITY MERLIN	STATE OR	ZIP 97532	E-MAIL *

### Organization

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AGENT / BUSINESS NAME DAVID J. BLAUSER, CFO		PHONE 541-479-9554	FAX
ADDRESS PO BOX 1110			CELL
CITY MERLIN	STATE OR	ZIP 97532	E-MAIL * david@wildrogue.com

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

*David J. Blauer*  
Applicant Signature

DAVID J. BLAUSER, CFO  
Print Name and Title if applicable

1/27/2019  
Date

Applicant Signature

Print Name and Title if applicable

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.

- YES, there are no encumbrances.
- YES, the land is encumbered by easements, rights of way, roads or other encumbrances.
- NO, I have a recorded easement or written authorization permitting access.
- NO, I do not currently have written authorization or easement permitting access.
- NO, 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).
- NO, because water is to be diverted, conveyed, and/or used only on federal lands.

**Affected Landowners:** List the names and mailing addresses of all owners of any lands that are not owned by the applicant and that are crossed by the proposed ditch, canal or other work, even if the applicant has obtained written authorization or an easement from the owner. *(Attach additional sheets if necessary).*

**Legal Description:** 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), and the locations of the point of diversion (POD):

Source 1: <u>LDST CREEK RESERVOIR</u>	Tributary to: <u>ROGUE RIVER</u>
TRSQQ of POD: <u>237' E &amp; 144' N of section corner NE 1/4 Section 7, T.35S., R.7W., W.M.</u>	
Source 2:	Tributary to:
TRSQQ of POD:	

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).

PERMIT R 8142

**B. Applications to Use Stored Water**

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

- Yes.
- No. (Enclose a copy of your written notification to the operator of the reservoir of your intent to file this application, which should have been mailed or delivered to the operator.)

If *all* sources listed in Section 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: SENSITIVE, THREATENED OR ENDANGERED FISH SPECIES PUBLIC INTEREST INFORMATION

This information must be provided for your application to be accepted as complete. The Water Resources Department will determine whether the proposed use will impair or be detrimental to the public interest with regard to sensitive, threatened or endangered fish species.

To answer the following questions, use the map provided in Attachment 3 or the link below to determine whether the proposed point of diversion (POD) is located in an area where the Upper Columbia, the Lower Columbia, and/or the Statewide public interest rules apply.

For more detailed information, click on the following link and enter the T,R,S,QQ or the Lat/Long of a POD and click on "Submit" to retrieve a report that will show which section, if any, of the rules apply:  
[https://apps.wrd.state.or.us/apps/misc/lkp\\_trsqq\\_features/](https://apps.wrd.state.or.us/apps/misc/lkp_trsqq_features/)

If you need help to determine in which area the proposed POD is located, please call the customer service desk at (503) 986-0801.

#### Upper Columbia - OAR 690-033-0115 thru -0130

Is the POD located in an area where the Upper Columbia Rules apply?

Yes  No

**If yes, you are notified** that the Water Resources Department will consult with numerous federal, state, local and tribal governmental entities so it may determine whether the proposed use is consistent with the "Columbia River Basin Fish and Wildlife Program" adopted by the Northwest Power Planning Council in 1994 for the protection and recovery of listed fish species. The application may be denied, heavily conditioned, or if appropriate, mitigation for impacts may be needed to obtain approval for the proposed use.

**If yes,**

- I understand that the proposed use does not involve appropriation of direct streamflow during the time period April 15 to September 30, except as provided in OAR 690-033-0140.
- I understand that I will install, operate and maintain a fish screen and fish passage as listed in ORS 498.301 through 498.346, and 509.580 through 509.910, to the specifications and extent required by Oregon Department of Fish and Wildlife, prior to diversion of water under any permit issued pursuant to this application.

- I understand that the Oregon Department of Environmental Quality will review my application to determine if the proposed use complies with existing state and federal water quality standards.
- I understand that I will install and maintain water use measurement and recording devices as required by the Water Resources Department, and comply with recording and reporting permit condition requirements.

**Lower Columbia - OAR 690-033-0220 thru -0230**

Is the POD located in an area where the Lower Columbia rules apply?

Yes  No

**If yes, you are notified** that that the Water Resources Department will determine, by reviewing recovery plans, the Columbia River Basin Fish and Wildlife Program, and regional restoration programs applicable to threatened or endangered fish species, in coordination with state and federal agencies, as appropriate, whether the proposed use is detrimental to the protection or recovery of a threatened or endangered fish species and whether the use can be conditioned or mitigated to avoid the detriment.

If a permit is issued, it will likely contain conditions to ensure the water use complies with existing state and federal water quality standards; and water use measurement, recording and reporting required by the Water Resources Department. The application may be denied, or if appropriate, mitigation for impacts may be needed to obtain approval of the proposed use.

**If yes, provide the following information** (the information must be provided with the application to be considered complete).

Yes  No The proposed use is for more than **one** cubic foot per second (448.8 gpm) and is not subject to the requirements of OAR 690, Division 86 (Water Management and Conservation Plans).

**If yes, provide a description of the measures to be taken to assure reasonably efficient water use:**

**Statewide - OAR 690-033-0330 thru -0340**

Is the POD located in an area where the Statewide rules apply?

Yes  No

**If yes, the Water Resources Department will determine** whether the proposed use will occur in an area where endangered, threatened or sensitive fish species are located. If so, the Water Resources Department, Department of Fish and Wildlife, Department of Environmental Quality, and the Department of Agriculture will recommend conditions required to achieve "no loss of essential habitat of threatened and endangered (T&E) fish species," or "no net loss of essential habitat of sensitive (S) fish species." If conditions cannot be identified that meet the standards of no loss of essential T & E fish habitat or no net loss of essential S fish habitat, the agencies will recommend denial of the application unless they conclude that the proposed use would not harm the species.

**SECTION 5: 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
LOST CREEK RESERVIOR	IRRIGATION	April 1 thru Nov 1	67.5 <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

Please indicate the number of primary and supplemental acres to be irrigated.

Primary: 15 Acres Supplemental: \_\_\_\_\_ Acres

If supplemental acres are listed, provide 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: not to exceed 67.5 a.c.

- 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: \_\_\_\_\_

**SECTION 6: WATER MANAGEMENT**

**A. Diversion and Conveyance**

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

- Pump (give horsepower and type): 3hp electric
- Other means (describe): \_\_\_\_\_

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water. hose & fish filter & valve

**B. Application Method**

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

DRIP

**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.

garden and lawn meter on pump/hose monitor



**SECTION 7: RESOURCE PROTECTION**

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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 per ODFW specifications in ORS 498.301 through 498.346 to prevent uptake of fish and other aquatic life.

Describe planned actions: fish screen installed

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

**Note:** If disturbed area is more than one acre, applicant should contact the Department of Environmental Quality to determine if a 1200C permit is required.

Describe planned actions and additional permits required for project implementation: \_\_\_\_\_

- Operating equipment in a water body will be managed and timed to prevent damage to aquatic life. Describe planned actions and additional permits required for project implementation: \_\_\_\_\_

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

Describe planned actions: \_\_\_\_\_

- List other federal and state permits or contracts to be obtained, if a water right permit is granted.

\_\_\_\_\_

**SECTION 8: PROJECT SCHEDULE**

- a) Date construction will begin: EXISTING
- b) Date construction will be completed: N/A
- c) Date beneficial water use will begin: April 1, 2019

**SECTION 9: WITHIN A DISTRICT** NO

- Check here if the point of diversion or place of use are located within or are served by an irrigation or other water district.

Irrigation District Name	Address	
City	State	Zip

**SECTION 10: REMARKS**

Use this space to clarify any information you have provided in the application. (*Attach additional sheets if necessary*).

## Minimum Requirements Checklist

Minimum Requirements (OAR 690-310-0040, OAR 690-310-0050 & ORS 537.140)

### Include this checklist with the application

**Check that each of the following items is included.** The application will be returned if all required items are not included. If you have questions, please call the Water Rights Customer Service Group at (503) 986-0900.

Please submit the original application and signatures to the Water Resources Department. Applicants are encouraged to keep a copy of the completed application.

- SECTION 1: Applicant Information and Signature
- SECTION 2: Property Ownership
- SECTION 3: Source of Water
- SECTION 4: Sensitive, Threatened or Endangered Fish Species Public Interest Information
- SECTION 5: Water Use
- SECTION 6: Water Management
- SECTION 7: Resource Protection
- SECTION 8: Project Schedule
- SECTION 9: Within a District
- SECTION 10: Remarks

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#### Include the following additional items:

- Land Use Information Form with approval and signature of local planning department (*must be an original*) or signed receipt.
- 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.
- Fees - Amount enclosed: \$ 1797.60  
See the Department's Fee Schedule at [www.oregon.gov/owrd](http://www.oregon.gov/owrd) or call (503) 986-0900.
- Map that includes the following items:
  - Permanent quality and drawn in ink
  - Even map scale not less than 4" = 1 mile (example: 1" = 400 ft, 1" = 1320 ft, etc.)
  - North Directional Symbol
  - Township, Range, Section, Quarter/Quarter, Tax Lots
  - Reference corner on map
  - Location of each diversion, by reference to a recognized public land survey corner (distances north/south and east/west)
  - Indicate the area of use by Quarter/Quarter and tax lot identified clearly.
  - Number of acres per Quarter/Quarter and hatching to indicate area of use if for primary irrigation, supplemental irrigation, or nursery
  - Location of main canals, ditches, pipelines or flumes (if well is outside of the area of use)

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Attachment 2: Land Use Information Form

# Land Use Information Form



Oregon Water Resources Department  
725 Summer Street NE, Suite A  
Salem, Oregon 97301-1266  
503-986-0900  
www.oregon.gov/OWRD

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### Applicant

NAME JOHN ME CREAN GUILNEVERE LLC		PHONE (HM)	
PHONE (WK) 541-479-9554	CELL	FAX	
ADDRESS 8599 CALICE RD			
CITY MERLIN	STATE OR	ZIP 97532	E-MAIL* david@wildroque.com

### 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	5	SW SW	500		<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
35S	7W	8	NW NW	200		<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
35S	7W	7	NE NE	200(20)		<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	
35S	7W	7	NW NE	200		<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	
35S	7W	7	SW NE	200		<input checked="" type="checkbox"/> CONVEYED <input checked="" type="checkbox"/> USED			

List all counties and cities where water is proposed to be diverted, conveyed, and/or used or developed:

JOSEPHINE

### 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 Groundwater Registration Modification  
 Limited Water Use License   
 Allocation of Conserved Water   
 Exchange of Water

Source of water:  Reservoir/Pond     Groundwater     Surface Water (name) \_\_\_\_\_

Estimated quantity of water needed: 67.5     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:

IRRIGATION OF GARDEN AND LAWN.

**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.

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JO CO - PLANNING

Land Use Information Form

Page 2 of 3

S-88759

# JO CO - PLANNING 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.

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**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): JCC Section 19.65.020(B)(14)
- 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."**

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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

**Josephine County Planning  
700 NW Dimmick Street  
Suite C  
Grants Pass, OR 97526**

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.

No new infrastructure to be installed. Renewal of expired water rights application only.

NAME <u>Kayla Wallace</u>	TITLE: <u>Assistant Planner</u>
SIGNATURE <u>Kayla Wallace</u>	PHONE: <u>541-474-5427</u>
GOVERNMENT ENTITY <u>Josephine County Community Development - Planning Division</u>	DATE: <u>1/24/19</u>

**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: \_\_\_\_\_



# Oregon

Kate Brown, Governor

## Water Resources Department

North Mall Office Building  
725 Summer St NE, Suite A  
Salem, OR 97301  
Phone (503) 986-0900  
Fax (503) 986-0904  
www.Oregon.gov/OWRD

December 17, 2018

Morrisons Rogue River Lodge  
Attn: Johnnie Crean  
8500 Galice Rd.  
Merlin, Oregon 97532

Reference: Application S-86127, Permit S-54238

The requested assignment cannot be performed as this permit was cancelled on October 10, 2018, and Oregon Law allows 60 days from the date of an order to request reconsideration and re-instatement. That deadline has passed and no request or fees for re-instatement were received. A new application will be required if continued water use is desired.

The Department is returning your request and check.

Sincerely,

Jerry Sauter  
Water Rights Program Analyst  
Water Right Services Division

Enclosure: request and check

cc: File



**BJORK Mary F \* WRD**

---

**From:** BJORK Mary F \* WRD  
**Sent:** Wednesday, January 02, 2019 2:43 PM  
**To:** david@wildrogue.com  
**Cc:** BJORK Mary F \* WRD  
**Subject:** Application Links

Hi David,

Here are the links that I mentioned in discussing **applying for a new water right**. Please let us know if you have any questions regarding the process.

Information on Applying for a Water Use Permit -  
<https://www.oregon.gov/OWRD/programs/WaterRights/Permits/Pages/Obtain.aspx>

Application form - [https://www.oregon.gov/OWRD/WRDFormsPDF/surface\\_water\\_app.pdf](https://www.oregon.gov/OWRD/WRDFormsPDF/surface_water_app.pdf) Note on page 2 of the form the reference to stored water as source.

Regards,

Mary

**Mary F Bjork** | Water Rights Program Analyst

---

**Oregon Water Resources Department** | 725 Summer St. NE, Suite A | Salem, Oregon 97301  
Ph: 503.986.0817 | Fax: 503.986.0901  
Email: [mary.f.bjork@oregon.gov](mailto:mary.f.bjork@oregon.gov) | Web: <http://www.oregon.gov/owrd>





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

**Request for Assignment  
 By Proof of Ownership  
 (If Water Right Holder is Not Available)**

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If the Department determines that the application is incomplete, fees have not been paid, or the required documents are not acceptable, the application and all fees submitted will be returned to the applicant.

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If for multiple rights, a separate form and fee for each right will be required.

MAR 14 2019

I, JOANNIE R CREAM

(Name of Party Requesting Assignment)

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8500 Galice RD Merlin OR 97532 541-476-3825  
 (Mailing Address) (City) (State) (Zip) (Phone #)

- hereby request assignment of an entire application/permit/transfer/limited license/groundwater statement; hereby request  
 assignment of a portion of application/permit/transfer/limited license/groundwater statement; (*You must include a map showing the portion of the application/permit/transfer/limited license/groundwater statement to be assigned.*)

Application # S-86127; Permit # S-54238; Transfer # \_\_\_\_\_;

Limited License # 069E101527; Groundwater Statement # R-8142;

Bernard HANTEN (DECEASED)  
 (Name of Current Holder of Record)

8500 Galice RD Merlin OR 97532 541-476-3027  
 (Mailing Address) (City) (State) (Zip) (Phone #)

Note: Write the initials (first letters) of your first and last names at the spots indicated below \_\_\_\_\_.

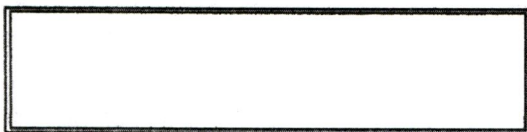
- 1) \_\_\_\_\_ I certify that I am the current owner of the property described in this application, permit, transfer order, limited license, or groundwater statement. I have attached proof of ownership that may include but not be limited to: a copy of the deed to the land, a copy of a land sales contract, a court order or decree, documentation of survivorship of property held jointly. The Department cannot accept a copy of a tax statement.
- 2) \_\_\_\_\_ I have the legal right to request assignment under OAR 690-310-0280 and 690-320-0060.
- 3) JR I have not been able to contact the owner(s) of record for the above referenced transaction. I have attached proof acceptable to the Department that notice of the assignment has been given or attempted for each identified property owner not a party to the assignment. ORS 537.220(2) Failure to submit this proof will result in the return of your request. (Proof may include but not be limited to: a copy of returned certified mailing, copy of a Death Certificate, or a court order.)
- 4) \_\_\_\_\_ I further certify that the information provided herein is true and correct to the best of my knowledge.

Witness my hand this 11<sup>th</sup> day of DECEMBER, 2018.  
 (Day) (Month) (Year)

Signature of Party Requesting Assignment \_\_\_\_\_

**Failure to provide any of the required information will result in the return of your application.**

**DO NOT WRITE IN THIS BOX**



The completed "Request for Assignment" form *must* be submitted to the Department along with the recording fee of \$100.

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**WARRANTY DEED**

B.A. Hanten, Trustee of the B.A. Hanten Trust UAD May 18, 1999, Grantor, conveys and warrants to Guinevere LLC, an Oregon limited liability company, Grantee, all of the Grantor's undivided 4.7% interest as tenant in common in the following described real property, free of encumbrances except as specifically set forth herein:

The Northwest Quarter of the Northwest Quarter of Section 8, Township 35 South, Range 7 West, of the Willamette Meridian, Josephine County, Oregon. EXCEPTING THEREFROM that portion conveyed to Josephine County for Merlin-Galice Road in deeds recorded September 5, 1958 in Volume 195, Page 446, recorded July 31, 1959 in Volume 202, Page 116, and recorded July 27, 1960 in Volume 208, Page 417, Josephine County Deed Records. ALSO: A parcel of land located in the Northwest Quarter of the Northwest Quarter of Section 8, Township 35 South, Range 7 West, Willamette Meridian, Josephine County, Oregon, said parcel being that portion of Volume 195, Page 446, lying Northwesterly of a line described as follows: Beginning at a point on the Westerly line of that property described in said Volume 195, Page 446, said point being South 69° 31' 14" East 802.38 feet from the Section corner common to Sections 5, 6, 7 and 8, Township 35 South, Range 7 West, Willamette Meridian, Josephine County, Oregon; thence North 48° 15' 15" East for 134.72 feet; thence North 26° 31' 30" East for 79.49 feet; thence North 29° 12' 30" East for 92 feet, more or less, to the intersection of the Northerly right of way line of said Volume 195, Page 446.

Subject to and excepting easements, reservations and restrictions of record.

The portion of true consideration for this conveyance is \$60,000

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


Guinevere LLC  
13501 Fifth Street  
Chino, CA 91710

Tax Account Number: R305820

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

**AFTER RECORDING RETURN TO:**

✓ Ian T. Richardson  
Gleaves Swearingen Potter & Scott, LLP  
975 Oak St., Suite 800  
Eugene, OR 97401

JOSEPHINE COUNTY OFFICIAL RECORDS 2005-023763  
GEORGETTE BROWN, COUNTY CLERK \$25.00  
  
00125528200500237630020026 10/13/2005 12:19:29 PM  
DED-WRD Cnt=1 Stn=4 RECEIPTS  
\$10.00 \$11.00 \$4.00

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S-88759





STATE OF OREGON  
COUNTY OF JOSEPHINE

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PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

BERNARD HANTEN  
8500 GALICE RD  
MERLIN, OR 97532

(541)476-3027

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

APPLICATION FILE NUMBER: S-86127

SOURCE OF WATER: LOST CREEK RESERVOIR, PERMIT R-8142, A TRIBUTARY OF  
ROGUE RIVER

PURPOSE OR USE: IRRIGATION USE ON 15.0 ACRES

MAXIMUM VOLUME: 67.5 ACRE FEET EACH YEAR

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: NOVEMBER 1, 2004

POINT OF DIVERSION LOCATION: SW  $\frac{1}{4}$  SW  $\frac{1}{4}$ , SECTION 5, T35S, R7W, W.M.;  
144 FEET NORTH & 237 FEET EAST FROM SW CORNER, SECTION 5

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE EIGHTH of one cubic foot per second and 4.5 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:



NE  $\frac{1}{4}$  NE  $\frac{1}{4}$  7.5 ACRES  
NW  $\frac{1}{4}$  NE  $\frac{1}{4}$  3.0 ACRES  
SW  $\frac{1}{4}$  NE  $\frac{1}{4}$  4.5 ACRES

TOWNSHIP 35 SOUTH, RANGE 7 WEST, W.M.

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the water user shall install a meter or other suitable measuring device as approved by the Director. The water user shall maintain the meter or measuring device in good working order.

- B. The water user shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The Director may require the water user to keep and maintain a record of the amount (volume) of water used and may require the water user to report water use on a periodic schedule as established by the Director. In addition, the Director may require the water user to report general water use information, the periods of water use and the place and nature of use of water under the permit. The Director may provide an opportunity for the water user to submit alternative reporting procedures for review and approval.

The water user shall install, maintain, and operate fish screening and by-pass devices consistent with current Oregon Department of Fish and Wildlife (ODFW) standards. Fish screening is to prevent fish from entering the proposed diversion while by-pass devices provide adequate upstream and downstream passage for fish. The required screen and by-pass devices are to be in place and functional, and approved in writing by ODFW prior to diversion of any water. The water user may submit evidence in writing that ODFW has determined screens and/or by-pass devices are not necessary.

If the riparian area is disturbed in the process of developing a point of diversion, the water user shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR Chapter 635, Division 415, Section 030 adopted November 13, 1991 shall be followed.

The use of water under this right is subject to the terms and conditions of contract No. 069E101527, or a satisfactory replacement, between the Bureau of Reclamation and the applicant, a copy of which is on file in the records of the Water Resources Department.

**STANDARD CONDITIONS**

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

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Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

Complete application of the water to the use shall be made on or before October 1, 2010. If the water is not completely applied before this date, and the water user wishes to continue development under the permit, the water user must submit an application for extension of time, which may be approved based upon the merit of the application.

Within one year after complete application of water to the proposed use, the water user shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner (CWRE).

Issued December 8<sup>th</sup>, 2005

*Phillip C. Ward*  
Phillip C. Ward, Director  
Water Resources Department



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AMENDED  
Oct. 12, 2004

Last revised: Dec 23, 2003



Oregon Water Resources Department  
725 Summer Street NE, Suite A  
Salem Oregon 97301-1271  
(503) 986-0900  
www.wrd.state.or.us

# Application for a Permit to Use Surface Water

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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 to your application, insert "n/a." Please read and refer to the instructions when completing your application. A summary of review criteria and procedures that are generally applicable to these applications is available at [www.wrd.state.or.us/publications/report/index.shtml](http://www.wrd.state.or.us/publications/report/index.shtml).

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WATER RESOURCES DEPT  
SALEM, OREGON

## 1. APPLICANT INFORMATION

### A. Individuals

Applicant: Bernard A. Hanten  
First Last

Mailing address: 8500 Galice Road

Merlin Oregon 97532  
City State Zip

Phone: 541-476-3027 541-476-3825  
Home Work Other

\*Fax: 541-476-4953 \*E-Mail address: NONE

### B. Organizations

*(Corporations, associations, firms, partnerships, joint stock companies, cooperatives, public and municipal corporations)*

Name of organization: \_\_\_\_\_

Name and title of person applying: \_\_\_\_\_

Mailing address of organization: \_\_\_\_\_

\_\_\_\_\_  
City State Zip

Phone: \_\_\_\_\_  
Day Evening

\*Fax: \_\_\_\_\_ \*E-Mail address: \_\_\_\_\_

*\*Optional information*

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WATER RESOURCES DEPT SALEM, OREGON	For Department Use
App. No. <u>S 86127</u>	Permit No. _____ Date _____

2. SOURCE AND PROPERTY OWNERSHIP

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A. The 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:

Lost Creek Reservoir

Source 1: (Rogue River) Tributary to: \_\_\_\_\_

Source 2: \_\_\_\_\_ Tributary to: \_\_\_\_\_

Source 3: \_\_\_\_\_ Tributary to: \_\_\_\_\_

Source 4: \_\_\_\_\_ Tributary to: \_\_\_\_\_

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WATER RESOURCES DEPT SALEM, OREGON

B. Property Ownership

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

Yes (Skip to section 3 "Water Use.")

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 an easement permitting access.

List the names and mailing addresses of all affected landowners.

NONE

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WATER RESOURCES DEPT SALEM, OREGON

3. WATER USE

Please read the instruction booklet for more details on "type of use" definitions, how to express the amount of water you need and how to identify the water source you propose to use. You must fill out a supplemental form for some uses as they require specific information for that type of use.

A. Type(s) of Use(s)

See list of beneficial uses in the instructions.

- If your proposed use is **domestic**, indicate the number of households to be supplied with water: \_\_\_\_\_
- If your proposed use is **irrigation**, please attach Form I
- If your proposed use is **mining**, attach Form R
- If your proposed use is **municipal or quasi-municipal**, attach Form M
- If your proposed use is **commercial/industrial**, attach Form Q

B. Amount of Water

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	Amount
Rogue River (Lost Creek Dam)	67.5	<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

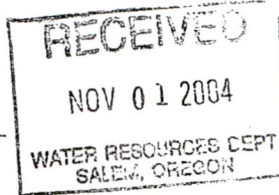
C. Period of Use

Indicate the time of year you propose to use the water: March 1 through Oct 31  
(For seasonal uses like irrigation give dates when water use would begin and end, e.g. March 1–October 31.)

D. Acreage

If you will be applying water to land, indicate the total number of acres where water will be applied or used: 15 Acres  
(This number should be consistent with your application map.)

4. WATER MANAGEMENT



A. Diversion

What method will you use to divert water from the source?

- Pump (give horsepower and pump type) 5 hp Electric Berkley model B14 X PBS
- Head-gate (give dimensions) \_\_\_\_\_
- Other means (describe) \_\_\_\_\_

B. Monitoring

How will you monitor your diversion to be sure you are within the limits of your water right (allowed rate and duty) and you are not wasting water?

- Weir
- Meter
- Periodic Sampling
- Other (describe) \_\_\_\_\_

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SALEM, OREGON

Surface Water/3

S-86127

C. Transport

How will you transport water to your place of use?

Ditch or canal (give average width and depth)

Width \_\_\_\_\_ Depth \_\_\_\_\_

Is the ditch or canal to be lined?  Yes  No

Pipe (give diameter and total length)

Diameter 1 1/2 in to 4 in Length 3000 ft

Other (describe) \_\_\_\_\_

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D. Application/Distribution Method

What equipment will you use to apply water to your place of use? \_\_\_\_\_

Irrigation or land application method (check all that apply):

Flood

High-pressure sprinkler

Low pressure sprinkler

Drip

Water cannons

Center pivot system

Hand lines

Wheel lines

Siphon tubes or gated pipe with furrows

Other, describe \_\_\_\_\_

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SALEM, OREGON

Distribution method

Direct pipe from source  In-line storage (tank or pond)  Open canal

E. Conservation

What methods will you use to conserve water? Why did you choose this distribution or application method? Have you considered other methods to transport, apply, distribute or use water? For example, if you are using sprinkler irrigation rather than drip irrigation, explain.

We will use the most efficient method we can use for the  
different uses on the property

5. RESOURCE PROTECTION

Protection Practices

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 the 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.

S-86127



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

Describe planned actions: Intake will be screened and will seek approval from ODFW

Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas. Describe planned actions: The portion of line near stream bed will be put in by hand, back hoe will be used only on ground

privately owned on level ground away from any streamside

Operating equipment in a water body will be managed and timed to prevent damage to aquatic life. Describe: Intake will be screened and will seek ODFW approval

Water quality will be protected by preventing erosion and run-off of waste or chemical products. Describe: not applicable

Other: \_\_\_\_\_

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6. PROJECT SCHEDULE

Indicate the anticipated dates that the following construction tasks should begin. If construction has already begun, or is completed, please indicate that date.

Proposed date construction will begin June 2005

Proposed date construction will be completed June 2006

Proposed date beneficial water use will begin July 2006

7. REMARKS

If you would like to clarify any information you have provided in the application, please do so here and reference the specific application question you are addressing.

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SALEM, OREGON

Surface Water/ 5

S-86127

8. MAP REQUIREMENTS

The Department cannot process your application without accurate information showing the source of water and location of water use. You must include a map with this application form that clearly indicates the township, range, section, and quarter/quarter section of the proposed points of diversion and place of use. The map must provide tax lot numbers. See the map guidelines sheet for detailed map specifications.

9. SIGNATURE

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.
- 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 canceled.
- The water use must be compatible with local comprehensive land use plans.
- Even if the Department issues a permit to me, I may have to stop using water to allow senior water right holders to get water they are entitled to, and

I swear that all information provided in this application is true and correct to the best of my knowledge:

*[Handwritten Signature]*

8-31-2004

Signature of Applicant (If more than one applicant, all must sign)

Date

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Before you submit your application be sure you have:

- Answered each question completely.
- Included a legible map which includes township, range, section, quarter/quarter and tax lot number.
- Included a Land Use Information Form or receipt stub signed by a local official.
- Included the legal description of all the property involved with this application. You may supply a copy of the deed, land sales contract, or title insurance policy, to meet this requirement.
- Included a check payable to the Oregon Water Resources Department for the appropriate amount. The Department's Fee Schedule can be found at [www.wrd.state.or.us](http://www.wrd.state.or.us) or call (503) 986-0900.

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WATER RESOURCES DEPT  
SALEM, OREGON

Application No. R 56223

Permit No. R 8142

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STATE OF OREGON WATER RESOURCES DEPARTMENT

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Amended Application for a Permit to Construct a Reservoir

JUL 2 1990

WATER RESOURCES DEPT.

I, The United States of America, acting through the Regional Director, Pacific Northwest Region, Water and Power Resources Service, of Federal Building and Courthouse, 550 W. Fort St. Boise

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State of Idaho, 83724, Phone No.

(Zip Code)

do hereby make application for a permit to construct the Lost Creek

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reservoir

the unappropriated waters of the State of Oregon, subject to existing rights.

1. The name of the stream from which the reservoir is to be filled is Rogue River tributary to Pacific Ocean

2. If not in channel of a stream, state how it is to be filled.

3. The dam will be located in the SW 1/4 NW 1/4 and W 1/2 SW 1/4 of Section 26 Township 33 S Range 1 E, W. M.

4. The maximum height will be 345 feet above stream bed or ground surface at the centerline. The top width will be 24 feet, slope of upstream face 1.75:1, slope of downstream face 1.85:1, and height of dam above water line when full 10 feet.

5. The dam will be (check one) [x] earthfill, concrete, flashboard, other. If "other", give description: Rock and random fill with an impervious zone. Upstream wave protection is provided by machine placed riprap.

6. Give the location, description, and dimensions of the outlet conduit: Multiple use 271 ft. high intake tower with 33 ft. diameter wet well and 25 ft. diameter dry well, located on right abutment. Outflow through 12-8x15 ft. intake ports with gates, a 12 ft. 6 in. turbidity conduit and a power intake located in wet well.

Application No. R 56223

Permit No. R 8142

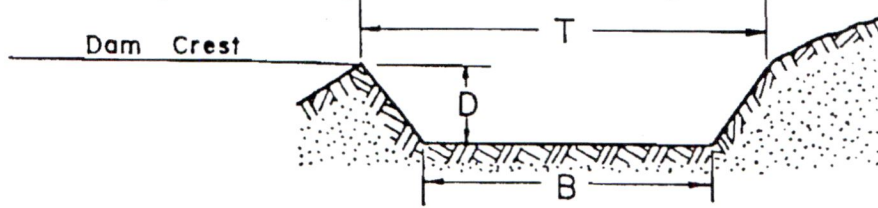
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7. The impounded water will be used for irrigation and municipal - industrial purposes.

8. The amount of water to be stored is 45,000 A.F. (for this purpose) xxxxxx acre feet.

9. The area submerged by the reservoir, when full, will be 3,430 acres. and the maximum depth of water will be 322 feet.

10. Give the location and dimensions of the spillway. The spillway structure, located on the left abutment, is a concrete gravity section with three bays equipped with 45 ft. wide x 51 ft. high Tainter gates. The gates are two feet higher than full pool elevation.



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The bottom width of the spillway, B, will be \_\_\_\_\_ feet.

The top width of the spillway, T, will be \_\_\_\_\_ feet.

The distance between the crest of the dam and the crest of the spillway, D, will be \_\_\_\_\_ feet. (Must be at least 2 1/2 feet)

If any other type of spillway describe and give dimensions:

to contain wave splash. Design capacity is 158,000 c.f.s. A 3000 ft. straight aligned spillway chute is provided to direct flow.

11. Construction work will begin or before \_\_\_\_\_

12. Construction work will be completed and the reservoir filled by \_\_\_\_\_

Remarks: The reservoir is owned and operated by the U.S. Army Corps of Engineers. The total capacity below full pool is 465,000 acre-feet. The multiple use pool is 315,000 acre-feet.

Several components of the downstream conservation functions have yet to be developed, including the proposed Medford Division, Rogue River Valley Project, before the storage water may be put to full beneficial use. Potential development of this project includes irrigation, municipal, water quality, fishery, and recreation functions which are proposed to be developed as a Federal U.S. Water and Power Resources Service Project. Also, some stored waters will be released from the Reservoir for diversion directly from the Rogue River under marketing contracts with the Water and Power.

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It is the intent of this application to obtain a permit to store for beneficial use 45,000 acre-feet of water for uses associated with certain functions which are the responsibility of the United States.

Secondary applications for appropriation of stored water to beneficial use will be submitted by, or in behalf of, the ultimate water users pursuant to ORS 537.300.

It is the intent that these projects will be operated in accordance with the authorizing act (Public Law 87-874) as generally described in House Document 566. In years of short water supply, all water users will share the available stored water supply in the same proportions that they would share the total full supply when it is available.

*L.W. Lloyd*

Regional Director

Signature of Applicant

*This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for.....*

*In order to retain its priority, this application must be returned to the Water Resources Director with corrections on or before....., 19.....*

WITNESS my hand this ..... day of ....., 19.....

Water Resources Director

By .....

*This instrument was first received in the office of the Water Resources Director at Salem, Oregon, on the*

*18<sup>th</sup>* day of *July*, 19*77*, at *8:00* o'clock *AM*

Application No. *R-56223*

Permit No. *R 8142*

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Application No. R-56223

Permit No. R 8142

Permit to Construct a Reservoir and Store for Beneficial Use the Public Waters of the State of Oregon

This is to certify that I have examined the foregoing application and do hereby grant the same subject to the following limitations and conditions. The right herein granted is limited to storage in Lost Creek Reservoir from the Rogue River, to be appropriated for irrigation and municipal purposes under applications to be submitted by the ultimate water users. The Lost Creek Reservoir storage allocation assumes both Lost Creek and Elk Creek dams operating in tandem as a part of the Rogue Basin Project. If Congress modifies the Rogue Basin Project, it could result in modifications of the storage allocations and permits for downstream withdrawals. In years of short water supply, all water users will share the available stored water supply in the same proportions that they would share the total full supply when it is available as provided by PL87-874. All secondary applications shall be accompanied by a copy of the contract between the applicant and the appropriate Federal official.

The right hereunder shall be limited to the storage of 45,000 (for this purpose) acrc feet.

The priority date of this permit is July 18, 1977

Actual construction work shall begin on or before July 14, 1981 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1982

WITNESS my hand this 14th day of July 1980

James E. Seaman

E-2

Standard Application Completeness Checklist

Yes No

For use with Groundwater and Surface Water Applications Only

Minimum Requirements (OAR 690-310-0040) (ORS 537.400)

For use by WRD staff only

Application \_\_\_\_\_ County Josephine Priority Date February 1, 2019

Township 35 S Range 7W Section 7

Amount 67.5 AF Use Irrigation of 15.0 acres WM Dist. # 14

Applicant Name Johnnie Crean - Guinevere LLC

Receipt No. \_\_\_\_\_ Caseworker Assigned: [ ] Barbe [ ] Kim [ ] Lisa [ ] Scott

[ ] Applicant/Organization Name and Mailing Address

[x] Signature of all applicants (include title or authority of representative if applicant is an organization or corporation). \*Applicant's agent may NOT sign application.

SEE FOLLOWING SHEET

[ ] Property Ownership: Does the applicant own all the land for the proposed project? [ ] Y [ ] N

APB 3/27/19

If No:

[ ] The affected landowner's name(s) and mailing address(s) must be listed

[ ] A signed statement declaring the existence of either written authorization or an easement permitting access to land crossed by the proposed ditch canal or other work must be submitted.

[ ] For a SW Application: Source of water must be indicated.

[ ] If the source is stored water, is the stored water component filled out and does the applicant own the reservoir or include a non-expired agreement for stored water? (ORS 537.400)

NOTE: A surface water application cannot be filed at the same time as a Reservoir or Alt Reservoir if it will be for the use of the stored water under the PROPOSED Reservoir application, Exp. Secondary (E2)(ORS 537.147).

[ ] If for stored water not under contract, is the source authorized under a permit, certificate, or decree?

Permit or Certificate issued [ ] Y [ ] N Permit or Certificate # \_\_\_\_\_

[ ] For a GW Application: Well Development Tables completed and/or a well log report included (if existing)

[ ] Division 33, Public Interest Information (Sensitive, Threatened, Endangered, Fish Species)

[ ] Proposed Water Use

[ ] Amount of water from each source in GPM, CFS, or AF

[ ] Period of use indicated

[ ] If for supplemental irrigation, primary acreage or underlying permit or certificate number listed (Primary and Supplemental Irrigation counts as 2 uses)

[ ] Water Management Section (Estimates if the water system has not been designed)

[ ] Resource Protection Section

[ ] Project schedule (If system is already completed, indicate "existing.")

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- Supplemental data sheets enclosed (if needed)
  - Form M (Municipal or Quasi-Municipal)
  - Spring Description Sheet (if source is a spring)
  
- A completed **Land-Use Form** or receipt signed and dated by the appropriate planning department officials. *Please be certain that the Land-Use form lists all lands involved and all uses proposed. Date of signature must be within the past 12 months.*
  
- A **Legal Description** of all the properties involved where water is diverted, crossed, and used. The Legal description includes a metes and bounds or other government survey description. A copy of the deed, land sales contract or title insurance policy can provide this information, or applicant may submit a lot book report prepared by a title company. Copies of tax bills are not acceptable.
  
- The proposed source **IS / IS NOT** (circle one) restricted or withdrawn from further appropriation. *NOTE: If it is withdrawn under ORS 538, return application and fees.*
  
- The **map** must meet all the minimum requirements of OAR 690-310-0050.
  - Township, Range, Section
  - Location of main canals, ditches, pipelines or flumes (if POA/POD is outside of POU)
  - Place of use, ¼-¼'s and tax lot clearly identified
  - Even map scale not less than 4" = 1 mile (1"= 1320 ft.); examples: 1" = 100 ft., 1" = 200 ft.
  - Location of *each* diversion point or well by reference to a recognized public land survey corner. Multiple wells shall be uniquely labeled, and identified on well logs, if existing.
  - Reference corner on map
  - North Directional Symbol
  - Number of acres per ¼ ¼ if for irrigation, nursery, or agriculture

**Fees: Print out from Fee Calculator**

Total Fees	\$ _____
Fee Paid	\$ _____
Amount Due	\$ _____

Reviewed by: \_\_\_\_\_ Date: \_\_\_\_\_

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**Oregon**  
Kate Brown, Governor

**Water Resources Department**  
725 Summer St NE, Suite A  
Salem, OR 97301  
(503) 986-0900  
Fax (503) 986-0904

February 4, 2019

Johnnie Crean  
Guinevere LLC  
8599 Galice Rd  
Merlin, OR 97532

Dear Johnnie Crean:

The Water Resources Department has received your Application for a Permit to Use Surface Water. At this time however, we are unable to accept your application, because the minimum filing requirements are not met according to the Oregon Revised Statutes (ORS 537.409). If you are listed as an applicant, a signature is required.

We are hereby returning the incomplete application and the fees submitted. Please return the application, the required information, and this checklist, so the Department may begin processing your application in a timely manner.

This review is based only on the completeness of your application. Any determination of water availability, compliance with basin plan rules, or any other water related issues has not been made.

Should you have any questions, please do not hesitate to contact me at the address above or by telephone at 503-986-0817.

25

Sincerely,

Corey Courchane  
Transfer Specialist  
Transfer and Conservation Section

Cc: OWRD Fiscal

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