



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](http://www.wrd.state.or.us/OWRD/PUBS/forms.shtml).

### 1. APPLICANT INFORMATION

Applicant: Deer Creek Ranch Trust David Trincherro  
First Last  
Mailing Address: PO BOX 177  
ROSEBURG OR 97470  
City State Zip  
Phone: \_\_\_\_\_  
Home Work Other  
Fax: \_\_\_\_\_ E-Mail Address\*: \_\_\_\_\_

\* 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: DAVID TRINCHERO  
First Last  
Mailing Address: PO BOX 177  
ROSEBURG OR 97470  
City State Zip  
Phone: \_\_\_\_\_  
Home Work Other  
Fax: \_\_\_\_\_ E-Mail Address\*: \_\_\_\_\_

\* 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

A. Reservoir Name: Gem + Jar's FISHIN' HOLE

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: run off Tributary to: deer creek

C. County in which diversion occurs: Douglas

App. No. <u>R-88706</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
28S	4W	5	NWSE	500

**E. Dam:** Maximum height of dam: ~~95~~ 18 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: 5.0  
Acre-feet = (Average Length)(Average Width)(Average Depth) / 43,560

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

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**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? unknown 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.

ODFW - see review

**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

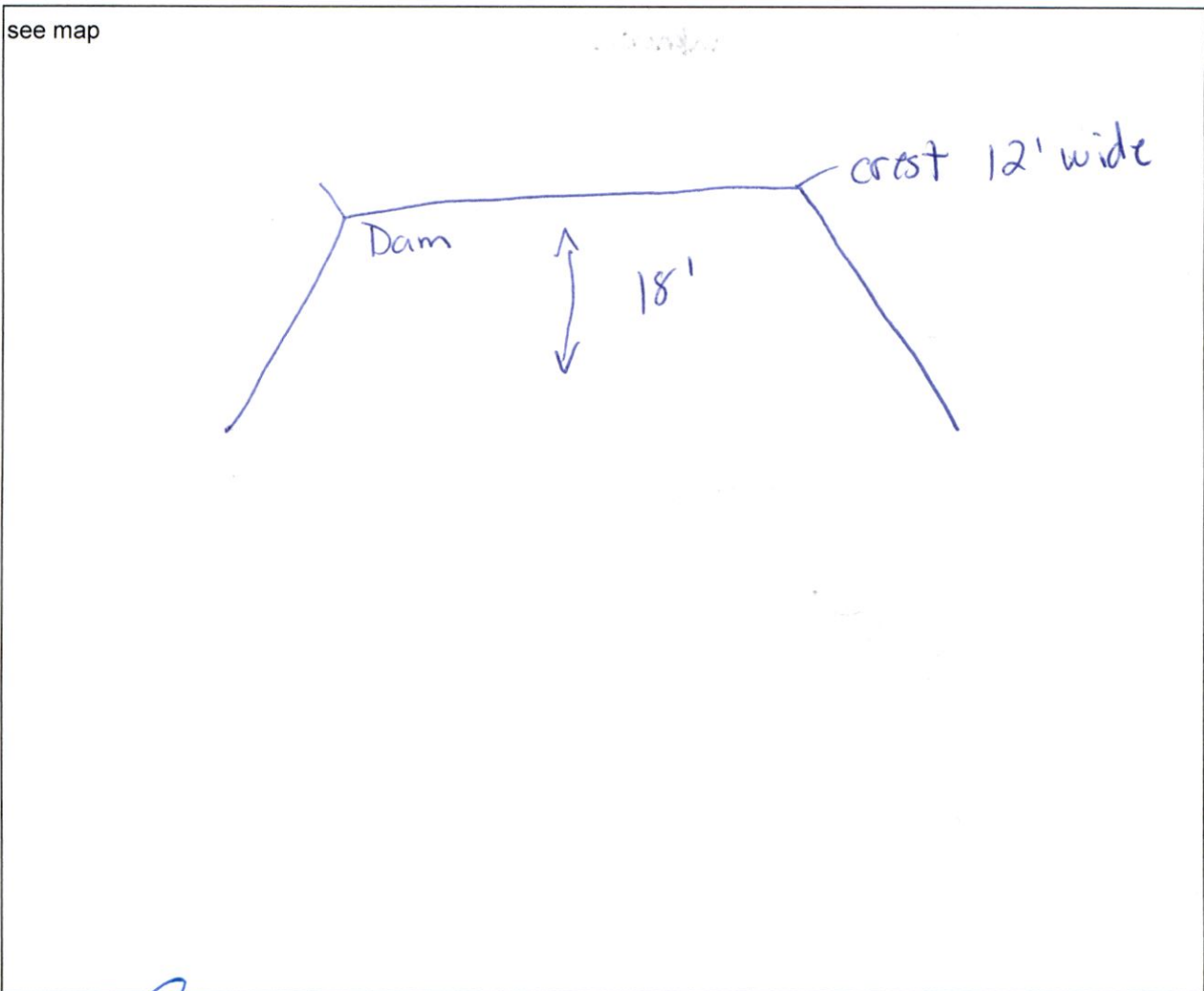
**8. DESCRIPTION**

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.

This is an off channel reservoir and no live flow will be appropriated. Runoff only.

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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.

  
Applicant Signature

6-6-19  
Date

- 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: *Deer Creek Ranch / Trinchero*

1) Does the proposed reservoir have the potential to injure existing water rights?

NO  YES

Explain:

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2) Can conditions be applied to mitigate the potential injury to existing water rights?

NO  YES

If YES, which conditions are recommended:

3) Did you meet with staff from another agency to discuss this application?

NO  YES

Who:

Agency:

Date:

Who:

Agency:

Date:

Watermaster signature:

*S. Donahue*

Date:

*6/2/2019*

WRD Contact:

Caseworker:

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

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

# ODFW Alternate Reservoir Application Review Sheet

**This portion to be completed by the applicant.**

Applicant Name/Address/Phone/Email: \_\_\_\_\_

Reservoir Name: \_\_\_\_\_ Source: \_\_\_\_\_ Volume (AF): \_\_\_\_\_

Twp Rng Sec QQ: \_\_\_\_\_ Basin Name: \_\_\_\_\_  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 AO<sup>1</sup> 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 NMF<sup>2</sup> 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 \_\_\_\_\_ through \_\_\_\_\_ 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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<sup>1</sup> 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)

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

R-88706

# ODFW Alternate Reservoir Application Review Sheet

**This portion to be completed by the applicant.**

Applicant Name/Address/Phone/Email: David Trincherro, 2872 S. Deer Creek Road, Roseburg, Oregon  
541-672-5204, DTrincherro@aol.com

Reservoir Name: N/A Source: Run-off Volume (AF): 0.5 acres

Twp Rng Sec QQ: T28S-R4W-09 Basin Name: S. Deer Creek  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 AO<sup>1</sup> 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 NMF<sup>2</sup> 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 reservoir pose any other significant detrimental impact to an existing fishery resource?.....

.....  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 \_\_\_\_\_ through \_\_\_\_\_ 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.

<sup>1</sup> 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)

<sup>2</sup> NMF = Native Migratory Fish Species in Oregon as defined by OAR 635-0412-0005 (32)

Visited David Trinchero's pond on Friday May 31, 2019. The pond has been well established and the landowner said he improved the dike back in 2015 to meet the watermaster's demands. The pond is out of the channel and is not affecting any native or listed salmonid species. Pictures were taken and can be supplied if requested.

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)

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ODFW Signature: *Eric Himmelreich* Print Name: Eric Himmelreich  
ODFW Title: Habitat Restoration Biologist Date: 5/23/2019

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

Revised 8/2/11

R-88706



## MENU OF CONDITIONS FOR WRD, ODFW, DEQ AND ODA

Revised June 24, 2011

Use this menu to identify appropriate conditions to be included in the permit, and indicate the abbreviations on the review form:

**fishpass:** As required by ORS 509.585, a person owning or operating an artificial obstruction (AO) may not construct or maintain any AO across any waters of this state that are inhabited, or historically inhabited, by native migratory fish (NMF) without providing passage for NMF. A person owning or operating an AO shall, prior to construction, fundamental change in permit status or abandonment of the AO in any waters of this state, obtain a determination from ODFW as to whether NMF are or historically have been present in the waters. If ODFW determines that NMF are or historically have been present in the waters, the person owning or operating the AO shall either submit a proposal for fish passage to ODFW or apply for a waiver or exemption. Approval of the proposed fish-passage facility, waiver, or exemption must be obtained from the department prior to construction, permit modification or abandonment of the AO. Approved fish-passage plans, waivers, and exemptions shall maintain adequate passage of NMF at all times (ORS 509.601) as per the approved plan, waiver or exemption.

**fishself:** The permittee 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 prior to diversion of any water. Permittee shall obtain written approval from ODFW that the installation of the required screen and by-pass devices meets the state's criteria or the permittee shall submit documentation that ODFW has determined screens and/or by-pass devices are not necessary.

**fishapprove:** The permittee 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 permittee may submit evidence in writing that ODFW has determined screens and/or by-pass devices are not necessary.

**fishdiv33:** If the riparian area is disturbed in the process of developing a point of diversion, the permittee 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 635-415, shall be followed.

The use may be restricted if the quality of the source stream or downstream waters decrease to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.

The permittee 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 permittee may submit evidence in writing that ODFW has determined screens and/or by-pass devices are not necessary.

**fishmay:** Notwithstanding that ODFW has made a determination that fish screens and/or by-pass devices are not necessary at the time of permit issuance, the permittee may be required in the future to install, maintain, and operate fish screening and by-pass devices to prevent fish from entering the proposed diversion and to provide adequate upstream and downstream passage for fish.

**b52** Water may be diverted only when Department of Environmental Quality sediment standards are being met.

**b5** The water user shall install and maintain adequate treatment facilities meeting current DEQ requirements to remove sediment before returning the water to the stream.

**b51a** The period of use has been limited to \_\_\_\_\_ through \_\_\_\_\_.

**b57** Before water use may begin under this permit, a totalizing flow meter must be installed at each diversion point.

**b58** Before water use may begin under this permit, a staff gage that measures the entire range and stage between full reservoir level and dead-pool storage must be installed in the reservoir. The staff gage shall be United States Geological Survey style porcelain enamel iron staff gage style A, C, E or I.

**futile call:** The use of water allowed herein may be made only at times when waters from the (NAME OF SURFACE WATER) would not otherwise flow into a tributary of the \_\_\_\_\_ River or sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

**riparian:** If the riparian area is disturbed in the process of developing a point of diversion, the permittee 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 635-415, shall be followed.

**wq:** The use may be restricted if the quality of the source stream or downstream waters decrease to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.

**fence:** The stream and its adjacent riparian area shall be fenced to exclude livestock.

**blv:** Water must be diverted to a trough or tank through an enclosed water delivery system. The delivery system must be equipped with an automatic shutoff or limiting flow control mechanism or include a means for returning water to the stream source through an enclosed delivery system. The use of water shall not exceed 0.10 cubic feet per second per 1000 head of livestock.

# Land Use Information Form

Received

MAY 17 2019



Oregon Water Resources Department  
725 Summer Street NE, Suite A  
Salem, Oregon 97301-1266  
(503) 986-0900  
www.wrd.state.or.us

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Applicant(s): South Deer Creek Ranch, LLC

Douglas County  
Planning Department

Mailing Address: PO Box 177

City: Roseburg

State: OR

Zip Code: 97470

Daytime Phone: 541-672-4555

## 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:
<u>28S</u>	<u>4W</u>	<u>5</u>	<u>NWSE</u>	<u>500</u>	_____	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" 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	_____
_____	_____	_____	_____	_____	_____	<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:

Douglas 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) \_\_\_\_\_

Estimated quantity of water needed: 5.0 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:

Need 5 acre feet for reservoir

Multi-purpose

**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. →

# 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): 3.3.650 / 3.5.050

Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being pursued."**

Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued

Local governments are invited to express special land-use concerns or make recommendations to the Water Resources Department regarding this proposed use of water below, or on a separate sheet.

R29841, R29785, R29793, R29801, R29849, R65428, R65435, R65470, R65471  
Part of 1312.30 acres; zoned FF, FG  
WS19-0400

**DOUGLAS COUNTY PLANNING DEPARTMENT**  
**ROOM 106, JUSTICE BUILDING**  
**DOUGLAS COUNTY COURTHOUSE**  
**ROSEBURG, OR 97470**

Name: Robin Lambert Title: Duty Planner  
 Signature: [Signature] Phone: 541-440-4287 Date: 5/22/19  
 Government Entity: Douglas County Planning

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



**DOUGLAS COUNTY PLANNING & BUILDING**

Room 106, Justice Building  
Douglas County Courthouse, Roseburg, Oregon 97470  
Planning - (541) 440-4289  
Building - (541) 440-4559

Date Printed  
**5/22/2019**  
**9:09 am**

**Permit Number: WS19-0400**  
**Job Address: 0 SOUTH DEER CREEK RD, ROSEBURG**

**Receipt: P33393**

**RECEIVED**  
**JUN 10 2019**  
**OWRD**

<b>Fee Description</b>	<b>Fee Amount</b>
LAND USE COMPATABILITY STATEMENT	\$165.00
<b>Total Fees Paid:</b>	<b>\$165.00</b>

Date Paid: **5/22/2019**

Paid By: **South Deer Creek Ranch LLC**

Pay Method: **CHECK 1380**

Received By: **JANA SKY**



# Douglas County

## Planning and Sanitation Pre-Application Worksheet RECEIVED

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### OTHER ACTION

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Worksheet Number <h2 style="margin: 0;">WS19-0400</h2>	Applicant <b>TRINCHERO, DAVID ALAN &amp;          PO BOX 177          ROSEBURG, OR 97470          (541) 672-4555</b>	Owner <b>TRINCHERO, DAVID ALAN &amp;          PO BOX 177          ROSEBURG, OR 97470</b>
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### SITE INFORMATION

Site Address <b>0 SOUTH DEER CREEK RD ROSEBURG, OR 97</b>	MTL <b>28-04W-05-00500</b>	Property ID Number (Primary) <b>R29841</b>	Size (Acres) <b>1,034.98</b>
Improvement <b>LUCS FOR OWRD (IRRIGATION)</b>		Proposed Use <b>Land Use Compatibility Statement</b>	
Existing Structures (Number and Type) <b>HOUSE, MULTIPLE OUT BLDGS</b>		Distance of Building Site from River, Creek, or Stream Bank <b>&gt;50 FEET</b>	
Directions <b>DIAMOND LAKE BLVD; TURNS INTO HWY 138; RIGHT ON BUCKHORN RD; RIGHT ON DIXONVILLE RD; LEFT ON SOUTH DEER CREEK RD TO PROPERTY ON THE LEFT.</b>			

As, for, or on behalf of, all property owners:

APPLICANT SIGNATURE: *Francesca Gungor OWRD*      DATE: 5/23/2019

### PLANNING DEPARTMENT INFORMATION

Zoning <b>FF;FG</b>	Overlays <b>WO</b>		
<b>SETBACKS (Farm-Forest)</b>			
Front Property Line of Right of Way <b>30 Feet</b>	Rear Line <b>10 Feet</b>	Side Line <b>10 Feet</b>	Exterior Side Line <b>N/A</b>
Sign Code <b>NO SIGN PROPOSED - N/A</b>	Special Setback <b>N/A</b>	Riparian Setback <b>50 FEET</b>	
Parking Spaces Required <b>N/A</b>	Building Height <b>None</b>	Flood Plain <b>No</b>	Floor Height Above Ground <b>N/A</b>
Conditions of Approval <b>WATER RESOURCES LUCS FOR LIMITED WATER USE LICENSE FOR WATER FROM RESERVOIR/POND FOR IRRIGATION OF PROPERTY; NO STRUCTURAL DEVELOPMENT AUTHORIZED.</b>			
Sanitation <b>N/A</b>	Sanitary District	Water <b>N/A</b>	Access Permit Required? <b>NOT REQ'D</b>
Report Codes <b>NONSTRUCTURAL N/A N/A COUNTY ACCESS</b>			
Refer To <b>NONE</b>			
Approved By: <b>RAL</b>	Date: <b>5/23/2019</b>	Receipt #: <b>P33393</b>	Amount: <b>\$ 165.00</b>
		Expiration Date: <b>5/21/2020</b>	

### SANITATION INFORMATION

SE#	STP#	Existing System	System:    Approved ___ Denied ___
Remarks			
By:	Date:	CSC Date:	

12-88706



**DOUGLAS COUNTY PLANNING & BUILDING**

Room 106, Justice Building  
Douglas County Courthouse, Roseburg, Oregon 97470  
Planning - (541) 440-4289  
Building - (541) 440-4559

Date Printed  
5/22/2019  
9:09 am

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**Permit Number: WS19-0400**  
**Job Address: 0 SOUTH DEER CREEK RD, ROSEBURG**

Receipt: P33393

<b>Fee Description</b>	<b>Fee Amount</b>
LAND USE COMPATABILITY STATEMENT	\$165.00
<b>Total Fees Paid:</b>	<b>\$165.00</b>

Date Paid: **5/22/2019**

Paid By: **South Deer Creek Ranch LLC**

Pay Method: **CHECK 1380**

Received By: **JANA SKY**

2012-005311

\$48.00



DEED-BS Cnt=1 Stn=17 ROBIN  
\$10.00 \$11.00 \$17.00 \$10.00

03/27/2012 03:46:23 PM

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AFTER RECORDING RETURN TO AND ALL TAX STATEMENTS SHALL BE SENT TO THE FOLLOWING ADDRESS:  
David Trincherero and Kelley Trincherero, Trustees of the Deer Creek Ranch Trust dated January 26, 2012  
P.O. Box 177  
Roseburg, Oregon 97470

GRANTOR:

David Trincherero and Kelley Trincherero, P.O. Box 177, Roseburg, Oregon 97470

GRANTEE:

David Alan Trincherero and Kelley Jane Trincherero, Trustees of the Deer Creek Ranch Trust dated January 26, 2012  
P.O. Box 177, Road, Roseburg, Oregon 97470

BARGAIN AND SALE DEED

KNOW ALL MEN BY THESE PRESENTS that David Trincherero and Kelley Trincherero, as tenants by the entirety (hereinafter "Grantor"), conveys to David Alan Trincherero and Kelley Jane Trincherero, Trustees of the Deer Creek Ranch Trust dated January 26, 2012 (hereinafter "Grantee"), all of their interest in the following described real property commonly known as 2868 South Deer Creek Road, Roseburg, County of Douglas, Oregon free of encumbrances except as specifically set forth herein and more particularly described in the attached Exhibit "A":

ENCUMBRANCES:

Timber Deed, including the terms and provisions thereof, recorded 4-29-03 in instrument #2003-11420, records of Douglas County, Oregon and amended in instrument #2005-004034 recorded 2-10-04 and further amended 3-7-06 in instrument #2006-06155, and 8-25-08 in instrument #2008-015987, records of Douglas County, Oregon. Current taxes, assessments, reservations in patents, and all agreements, easements, right-of-way, encumbrances, liens, setback lines, reservations, powers of special districts, covenants, conditions and restrictions as may appear of record.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009. 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, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009.

The true consideration for this conveyance is Estate Planning.

IN WITNESS WHEREOF, Grantors have executed this instrument this 15<sup>th</sup> day of March, 2012.

David Trincherero

Kelley Trincherero

STATE OF OREGON )  
 )ss.  
County of Douglas )

This foregoing instrument was acknowledged before me this 15<sup>th</sup> day of March, 2012, by David Trincherero and Kelley Trincherero, Grantor.



Notary Public for Oregon  
My Commission Expires: Sept. 29, 2012

R-88706

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EXHIBIT "A"  
LEGAL DESCRIPTION

Parcel 1: Lots one (1), two (2), three (3), four (4), five (5), the Southeast quarter of the Northwest quarter (SE  $\frac{1}{4}$  NW  $\frac{1}{4}$ ) and the South half of the Northeast (S  $\frac{1}{2}$  NE  $\frac{1}{4}$ ) of Section 4, Township 28 South, Range 4 West of the Willamette Meridian, Douglas County, Oregon.

Also Lot one (1), two (2), the Northeast quarter of the Southeast quarter (NE  $\frac{1}{4}$  SE  $\frac{1}{4}$ ) of Section 5, Township 28 South, Range 4 West, Willamette Meridian, Douglas County, Oregon.

Parcel 2: The West half of the Southeast quarter of Section 5, Township 28 South, Range 4 West, W. M., in Douglas County, Oregon.

Parcel 3: All the following bounded and described real property situated in the County of Douglas and State of Oregon: Claim No. 52, being parts of Sections 32 and 33 in Township 27 South, Range 4 West of the W. M.; and Claim No. 37, being parts of Sections 4 and 5 in Township 28 South, Range 4 West of W. M.; Lots 4, 5 and 6 in Section 32; the fractional South half of the Southwest quarter and the Northeast quarter of the Southwest quarter and the Southeast quarter of Section 33, in Township 27 South, Range 4 West of W. M., Douglas County, Oregon.

Also the Northeast quarter of the Southwest quarter, the West half of the Southwest quarter and the Northwest quarter of the Southeast quarter of Section 4, Township 28 South, Range 4 West of the Willamette Meridian, Douglas County, Oregon.

Parcel 4: A easement for roadway, recorded February 6, 2003, Recorder's No. 2003-03993, records of Douglas County, Oregon.

END OF LEGAL DESCRIPTION

R-88704



94/436

See acct. 9909.00

from all incumbrances, and that they will and their heirs, executors and administrators shall warrant and forever defend the above granted premises and every part and parcel thereof against the lawful claims and demands of all persons whatsoever.

IN WITNESS WHEREOF the grantors as above named have hereunto set our hands and seals this 15th day of February, A D, 1932.

Executed in the presence of: A G Clarke  
STATE OF OREGON

John B Oliver (seal)  
Laura M Oliver (seal)

COUNTY OF DOUGLAS) SS HERBERT REMEMBERED that on this 15th day of February A D, 1932, before me the undersigned, a Justice of the Peace in and for said county and state, personally appeared the within named John B Oliver and Laura M Oliver husband and wife, who are known to me to be the identical persons described in and who executed the within instrument and acknowledged to me that they executed the same freely and voluntarily. IN TESTIMONY WHEREOF I have hereunto set my hand the day and year last above written.

Filed for record Nov. 15, 1932 at 8:15 A M A G Clarke Justice of the Peace  
Roy Agee County Clerk

By *Edith A. Jones* Deputy

S D EVANS et ux TO WALTER M CLARK #87554

KNOW ALL MEN BY THESE PRESENTS, that S D Evans and Etta W Evans, his wife, of Roseburg, State of Oregon, in consideration of ten (\$10.00) dollars and other valuable considerations to them paid by Walter M Clark of Roseburg, State of Oregon, have bargained and sold and by these presents do grant, bargain, sell and convey unto said Walter M Clark his heirs and assigns, all the following bounded and described real property situated in the County of Douglas and State of Oregon.

Lots 3 and 4 of Block 3 of Eugene Park in Douglas County, Oregon, according to the plat thereof filed in the office of the county clerk of Douglas County, Oregon, on June 18, 1909,

together with all and singular the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining and also all their estate, right, title and interest in and to the same including dower and claim of dower. TO HAVE AND TO HOLD the above described and granted premises unto the said Walter M Clark his heirs and assigns forever. And S D Evans and Etta W Evans the grantors above named do covenant to and with Walter M Clark, the above named grantee, his heirs and assigns that they are lawfully seized in fee simple of the above granted premises, that the above granted premises are free from all incumbrances, and that they will and their heirs, executors and administrators shall warrant and forever defend the above granted premises and every parcel thereof, against the lawful claims and demands of all persons whatsoever.

IN WITNESS WHEREOF the grantors as above named have hereunto set their hands and seals this 11th day of April, 1932.

Executed in the presence of: Grace Robertson  
STATE OF OREGON Carl E Wimperly

S D Evans (seal)  
Etta W Evans (seal)

COUNTY OF DOUGLAS) SS HERBERT REMEMBERED, that on this 11th day of April, A D, 1932, before me the undersigned, a Notary Public in and for said county and state, personally appeared the within named S D Evans and Etta W Evans, who are known to me to be the identical persons described in and who executed the within instrument and acknowledged to me that they executed the same freely and voluntarily. IN TESTIMONY WHEREOF I have hereunto set my hand and to-wit: Carl E Wimperly Notary Public for Oregon.

Filed for record Nov. 15, 1932 at 8:18 P M (seal) My commission expires October 1, 1935  
Roy Agee County Clerk

By *Edith A. Jones* Deputy

EFFIE M INGRAM et al TO CLARENCE J INGRAM #87558  
WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, that Effie M Ingram a single woman of Garfield, Washington and Jennie B Johnson and Charles Johnson, wife and husband of Clatsop County, Oregon, in consideration of one (\$1.00) dollar and other valuable considerations to us paid by Clarence J Ingram of Douglas County, Oregon, do hereby grant, bargain, sell and convey unto said Clarence J Ingram, his heirs and assigns, all the following real property, with the tenements, hereditaments and appurtenances situated in the County of Douglas and State of Oregon, bounded and described as follows, to-wit:

Lot 28 of Block 2 of Eugene Park in Douglas County, Oregon, according to the plat thereof filed in the office of the county clerk of Douglas County, Oregon, on June 18, 1909,

together with all and singular the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining and also all their estate, right, title and interest in and to the same including dower and claim of dower. TO HAVE AND TO HOLD the above described and granted premises unto the said Clarence J Ingram, his heirs and assigns forever. And the grantors above named do covenant to and with the above named grantee, that they are lawfully seized in fee simple of the above granted premises, that the above granted premises are free from all incumbrances, and that we will and our heirs, executors and administrators, shall warrant and forever defend the above granted premises and every part thereof against the lawful claims and demands of all persons whatsoever.

WITNESS our hands and seals this 29th day of September, 1932.

Executed in the presence of: Bernice Faber  
STATE OF IDAHO

Effie M Ingram (seal)  
Jennie B Johnson (seal)  
Charles Johnson (seal)

COUNTY OF CLATSOP) SS HERBERT REMEMBERED, that on this 19th day of September, A D, 1932, before me the undersigned a notary public in and for said county and state, personally appeared the within named Effie M Ingram who is known to me to be the identical individual described in and who executed the within instrument and acknowledged to me that she executed the same freely and voluntarily. IN TESTIMONY WHEREOF I have hereunto set my hand and official seal the day and year last above written.

George Anderson Notary Public for Idaho  
My commission expires Feb 1, 1936

COUNTY OF CLATSOP) SS HERBERT REMEMBERED, that on this 11th day of October, A D, 1932, before me, the undersigned, a Notary Public in and for said county and state, personally appeared the within named Jennie B Johnson and Charles Johnson who are known to me to be the identical individuals described in and who executed the within instrument and acknowledged to me that they executed the same freely and voluntarily. IN TESTIMONY WHEREOF I have hereunto set my hand and official seal the day and year last above written.

Filed for record Nov. 16, 1932 at 9:48 A M (seal) Kenneth R Long Notary Public for Oregon  
Roy Agee County Clerk My commission expires Jan. 7, 1934

By *Edith A. Jones* Deputy

E D COOK et ux TO EMMA E BURLEY #87558

KNOW ALL MEN BY THESE PRESENTS, that E D Cook and Evelyn A Cook, his wife, of Douglas County, State of Oregon, in consideration of ten and no/100 dollars to them paid by Emma E Burley of Douglas County, State of Oregon, have bargained and sold and by these presents do grant, bargain, sell and convey unto said Emma E Burley her heirs and assigns, all the following bounded and described real property situated in the County of Douglas and State of Oregon:

Lots three and four of Block 3 of Eugene Park in Douglas County, Oregon, subdivision in the City of Roseburg, Oregon,

together with all and singular the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining and also all their estate, right, title and interest in and to the same including dower and claim of dower. TO HAVE AND TO HOLD the above described and granted premises unto the said Emma E Burley, her heirs and assigns forever, And E D Cook and Evelyn A Cook, his wife, the grantors above named do covenant to and with Emma E Burley, the above named grantee, her heirs and assigns that they are lawfully seized in fee simple of the above granted premises, that the above granted premises are free from all incumbrances, excepting a right of

<b>OFFICIAL RECORDS OF DESCRIPTIONS OF REAL PROPERTIES</b>	<b>12-00</b>	<b>28</b>	<b>4</b>	<b>5</b>			<b>500</b>		
	CODE AREA NUMBER(S)	TWP	RGE	SEC	1/4	1/16	PARCEL NUMBER	TYPE	NO
		MAP NUMBER						SPECIAL INTEREST	
ACCOUNT NUMBER(S) <b>R29841</b>	TAX LOT NUMBER								
FORMERLY PART OF:									

NAME AND TAX LOT INFORMATION	DATE OF ENTRY	DEED RECORD	ACREAGE/ COMMENTS
NSHE INDIALANTIC LLC	03-28-06	2006-7538 WD 2006-7734 WD	Incomplete description Rerecord 80.00acs
QUISENBERRY, QUINTON & KRISTIN	08-15-06	2006-19577 QC	
TRINCHERO, DAVID & KELLEY	06-10-09	2009-10243 WD	
TRINCHERO, DAVID ALAN & KELLEY JANE TRS DEER CREEK RANCH TRUST	04-04-12	2012-5311 B&S	



# Oregon Water Resources Department Alternate Reservoir Application

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For impoundments less than 10 feet in height or storing less than 9.2 acre feet of water.

Today's Date: Monday, June 3, 2019

*alt res*

Base Application Fee.		\$410.00
Proposed Dam Height in feet.	9	
Proposed Reservoir volume in Acre Feet.	5	\$175.00
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.	Recalculate	
Estimated cost of Permit Application		\$1,105.00 *

OWRD Fee Schedule

Fee Calculator Version: B20170117

*Send 2 checks \**

*Instream Lease = \$350 \**

*SW Registration = \$0*

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Oregon Water Resources Department  
Alternate Reservoir Application

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For impoundments less than 10 feet in height or storing less than 9.2 acre feet of water.

Today's Date: Tuesday, June 11, 2019

Base Application Fee.		\$410.00
Proposed Dam Height in feet.	18	
Proposed Reservoir volume in Acre Feet.	5	\$175.00
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.	Recalculate	
Estimated cost of Permit Application		\$1,105.00

OWRD Fee Schedule

Fee Calculator Version: B20170117