

March 1, 1995

Oregon

DEBRA K SEIBERT

5734 PLEASANT CREEK RD  
ROGUE RIVER, OR 97537

WATER  
RESOURCES  
DEPARTMENT

REFERENCE: File # P-78754;  
Notice of Exempt Reservoir (Pond)

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

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

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

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

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

Sincerely,



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

Enclosure: New Water Right Law for Pond Owners Brochure



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

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Handwritten initials

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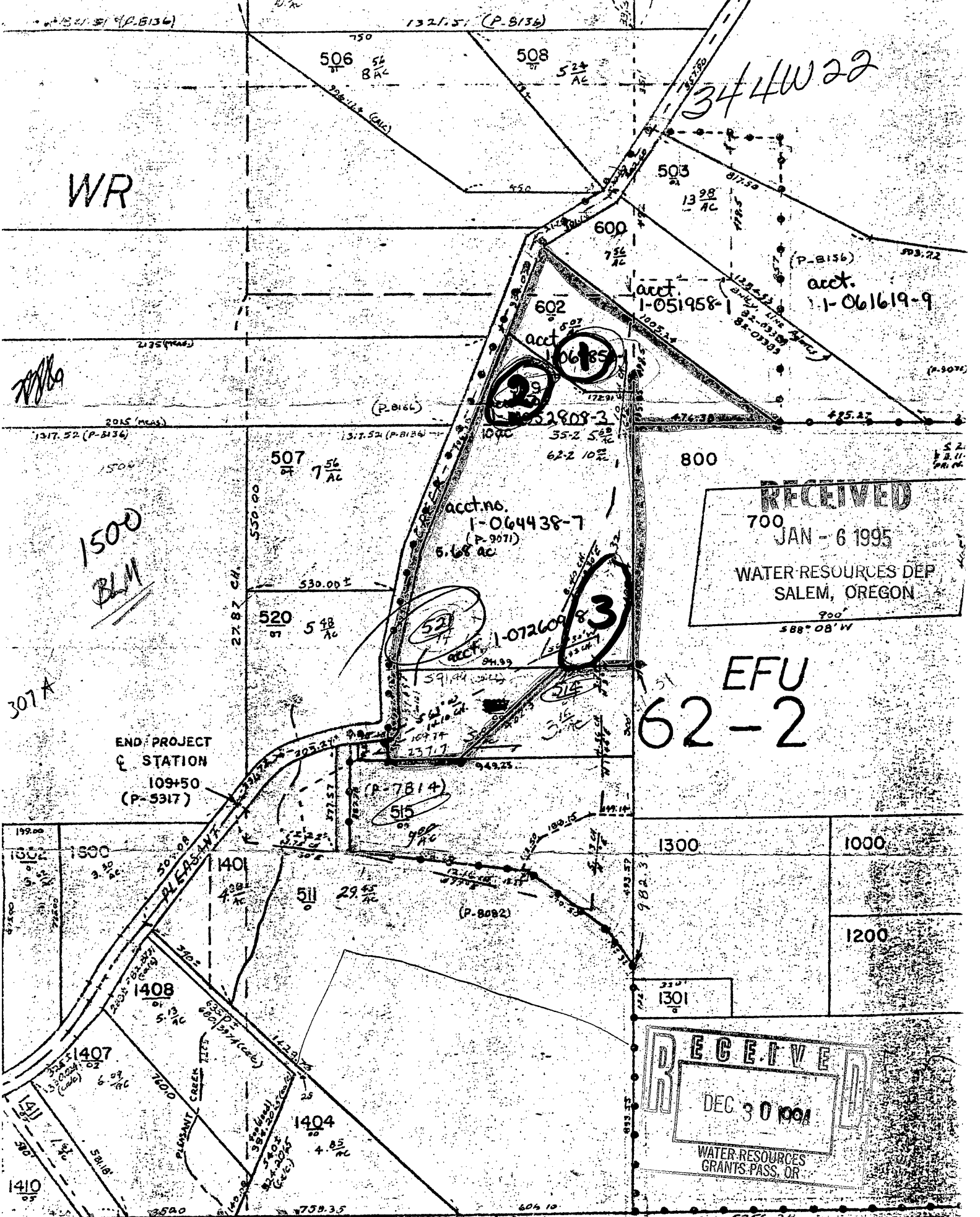
END PROJECT  
& STATION  
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(P-5317)

RECEIVED  
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JAN - 6 1995  
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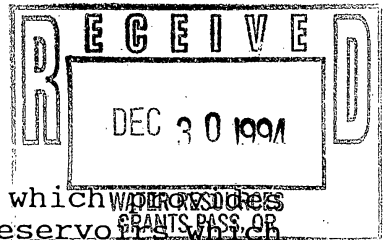
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DEC 30 1991  
WATER-RESOURCES  
GRANTS-PASS, OR

Application No P-7875987-51 W  
Permit No.



STATE OF OREGON  
WATER RESOURCES DEPARTMENT

NOTICE OF EXEMPT RESERVOIR



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

Landowner: Debra K. Siebert

RECEIVED

Authorized Agent: (if applicable) \_\_\_\_\_

JAN - 6 1995

Address: 5734 Pleasant Creek Road

WATER RESOURCES DEP  
SALEM, OREGON

Rogue River, Oregon  
City State

97537  
Zip

503-582-3715  
Telephone No.

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

NOTE: Multiple reservoirs may be included in a single notification, provided the reservoirs are within the same ownership, on contiguous property and within the same drainage basin. For items 1-6 below, attach extra sheets for additional reservoir descriptions.

1. The reservoir is located in Section 22, Township 34 S, Range 4W, in Jackson County. (Enclose a US Geological Survey topographical map or a tax lot map showing the location of the reservoir(s). Copies of portions of the maps are acceptable, provided information on the copy verifies the correct legal description.)
2. Source of water: Rain and spring fed.
3. Maximum height of the dam: \_\_\_\_\_.
4. Maximum water depth in the reservoir: 40 ft.
5. Maximum storage capacity of reservoir: 122.66 acre feet.
6. Size, description and location of any outlet pipe: overflow ditch 3ft wide 1ft deep at northwest end of reservoir.
7. Enclose evidence that the reservoir(s) existed before January 1, 1993, such as one or more of the following:
  - 7.1 A dated aerial photograph which shows the immediate area above, below and surrounding the reservoir(s);
  - 7.2 An affidavit signed by the landowner or other knowledgeable person (signature needs to be notarized);
  - 7.3 A dated map prepared by a local, state or federal agency showing the location of the reservoir; or
  - 7.4 Construction receipts or other forms of documentation.

1

**Declaration by Owner/Authorized Agent:**

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

I/We believe the reservoir(s) qualifies under ORS 537.141 and OAR 690-11-041 for exemption from Oregon's water right filing requirements.

**Notice to Owners/Authorized Agent:**

Reservoirs that qualify for exemption under ORS 537.141 and OAR 690-11-041 shall be subject to the following conditions:

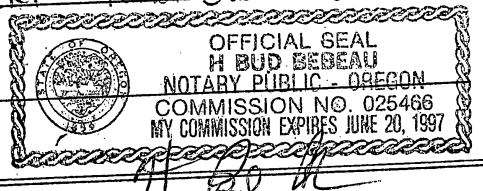
1. The right to store or use water in the reservoir shall not have priority over any water right; and
2. The right to store and use water in the reservoir(s) shall be subordinate to all future permitted or certificated water rights.

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

Landowner/agent signature: Debra K. Siebert

(Print Name and Title) Debra K. Siebert - land owner

Date: Dec. 28<sup>th</sup>, 1994



**FOR WATER RESOURCES DEPARTMENT USE ONLY**

The foregoing Notice and accompanying data have been examined by authorized staff of the Water Resources Department. Based on review of the information submitted, this Notice is accepted on \_\_\_\_\_, 1994 and assigned FILE NUMBER P78754.

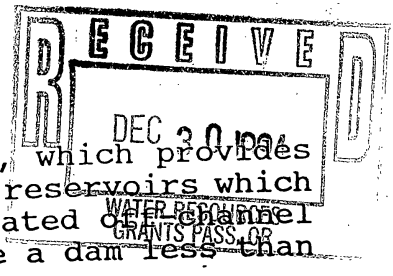
cc: Watermaster District # \_\_\_\_\_  
To Data Center (date) \_\_\_\_\_

2

2

STATE OF OREGON  
WATER RESOURCES DEPARTMENT

NOTICE OF EXEMPT RESERVOIR



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



Landowner: Debra K. Siebert

JAN - 6 1995

Authorized Agent: (if applicable) \_\_\_\_\_

WATER RESOURCES DEP  
SALEM, OREGON

Address: 5734 Pleasant Creek Road

Roane River Oregon 97537 503-582-3715  
City State Zip Telephone No.

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

NOTE: Multiple reservoirs may be included in a single notification, provided the reservoirs are within the same ownership, on contiguous property and within the same drainage basin. For items 1-6 below, attach extra sheets for additional reservoir descriptions.

1. The reservoir is located in Section 22, Township 34S, Range 4W, in Jackson County. (Enclose a US Geological Survey topographical map or a tax lot map showing the location of the reservoir(s). Copies of portions of the maps are acceptable, provided information on the copy verifies the correct legal description.)
2. Source of water: 8 acres irrigation rights out of Pleasant Creek
3. Maximum height of the dam: 6 feet
4. Maximum water depth in the reservoir: 5 ft
5. Maximum storage capacity of reservoir: 23 acre feet
6. Size, description and location of any outlet pipe: 3 inch pipe used for irrigation draft located south part of northwest corner
7. Enclose evidence that the reservoir(s) existed before January 1, 1993, such as one or more of the following:
  - 7.1 A dated aerial photograph which shows the immediate area above, below and surrounding the reservoir(s);
  - 7.2 An affidavit signed by the landowner or other knowledgeable person (signature needs to be notarized);
  - 7.3 A dated map prepared by a local, state or federal agency showing the location of the reservoir; or
  - 7.4 Construction receipts or other forms of documentation.

**Declaration by Owner/Authorized Agent:**

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

I/We believe the reservoir(s) qualifies under ORS 537.141 and OAR 690-11-041 for exemption from Oregon's water right filing requirements.

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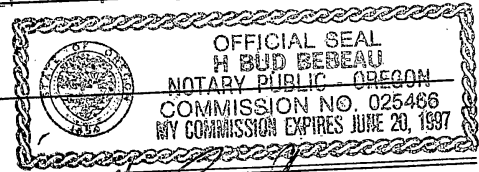
1. The right to store or use water in the reservoir shall not have priority over any water right; and
2. The right to store and use water in the reservoir(s) shall be subordinate to all future permitted or certificated water rights.

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

Landowner/agent signature: Debra K. Siebert

(Print Name and Title) Debra K. Siebert - landowner

Date: Dec. 28<sup>th</sup>, 1994



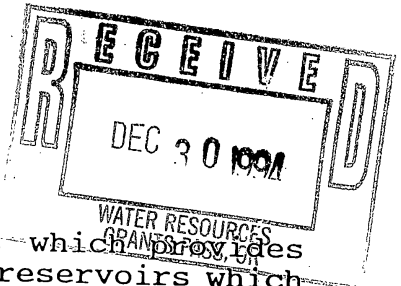
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cc: Watermaster District # \_\_\_\_\_  
To Data Center (date) \_\_\_\_\_

STATE OF OREGON  
WATER RESOURCES DEPARTMENT

NOTICE OF EXEMPT RESERVOIR



3

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Landowner: Debra K. Siebert



Authorized Agent: (if applicable) \_\_\_\_\_

JAN - 6 1995

Address: 5734 Pleasant Creek Road

WATER RESOURCES DEP  
SALEM, OREGON

Rogue River Oregon 97537  
City State Zip

503-582-3715  
Telephone No.

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1. The reservoir is located in Section 22, Township 34S, Range 4W, in Jackson County. (Enclose a US Geological Survey topographical map or a tax lot map showing the location of the reservoir(s). Copies of portions of the maps are acceptable, provided information on the copy verifies the correct legal description.)
2. Source of water: Rain and spring feed
3. Maximum height of the dam: 8 feet
4. Maximum water depth in the reservoir: 6 feet
5. Maximum storage capacity of reservoir: 55.2 acre feet
6. Size, description and location of any outlet pipe: 4 ft culvert for growing pond located at the south part of the northwest end
7. Enclose evidence that the reservoir(s) existed before January 1, 1993, such as one or more of the following:
  - 7.1 A dated aerial photograph which shows the immediate area above, below and surrounding the reservoir(s);
  - 7.2 An affidavit signed by the landowner or other knowledgeable person (signature needs to be notarized);
  - 7.3 A dated map prepared by a local, state or federal agency showing the location of the reservoir; or
  - 7.4 Construction receipts or other forms of documentation.

**Declaration by Owner/Authorized Agent:**

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

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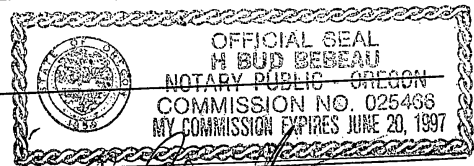
1. The right to store or use water in the reservoir shall not have priority over any water right; and
2. The right to store and use water in the reservoir(s) shall be subordinate to all future permitted or certificated water rights.

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Landowner/agent signature: Debra K. Siebert

(Print Name and Title) Debra K. Siebert - landowner

Date: Dec. 28<sup>th</sup>, 1994



**FOR WATER RESOURCES DEPARTMENT USE ONLY**

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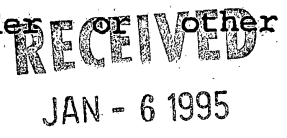
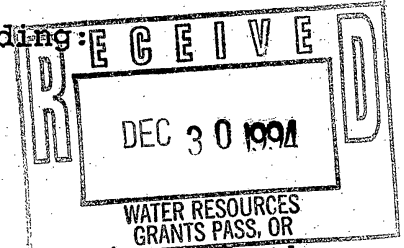
cc: Watermaster District # \_\_\_\_\_  
To Data Center (date) \_\_\_\_\_



2153 MINIMUM APPLICATION REQUIREMENTS

HB 2153 NOTICES: (ORS 537.141(d))

1. Notice of Exempt Reservoir Form, including:
  - Source of water
  - max height of dam
  - max depth of reservoir
  - max volume of reservoir
2. Map showing the location of the reservoir and the Township, Range and Section.
3. Evidence that the reservoir existed prior to January 1, 1993; examples of evidence include:
  - notarized affidavit by landowner or other knowledgeable person
  - construction receipts
  - dated aerial photo



HB 2153 APPLICATIONS FOR PERMITS: (ORS 537.400(d)) WATER RESOURCES DEP SALEM, OREGON

1. Completed application for a Permit to Construct a Reservoir, with "HB 2153" written at the top
2. Fee: \$                       
                    amount
3. Map showing the location of the reservoir and township range, and section
4. Evidence that the reservoir was constructed prior to 1993. (see above)
5. Land use information form completed by a county planning official (city official if inside city limits)

I AN (M) MCLLOUD, SW REG. SCTY certify that the above listed minimum  
 (name) (title)  
 information was submitted to me at the District # 14 Watermaster  
 office on 12-30-94 VIA US MAIL  
 (date)  
[Signature] 12/30/94  
 signature date

Note to applicant: Enclose this form in the mail with your materials. It must be postmarked on or before January 3, 1995. The Water Resources Department assumes no liability for the safe transfer of your materials to our Salem office via U.S. mail service.

Mail to: Applications, O.W.R.D, 158 12th Street NE, Salem OR 97310

Application No. R78754  
 Permit No.

**MINIMUM APPLICATION REQUIREMENTS TO FILE:**

**HB 2153 - existing, small, EXEMPT ponds**

DB 2/17/95 NOTICE OF EXEMPT RESERVOIR form (or letter  
(date & initials) if prior to April 8, 1994).

Appropriate map (see item 1 on form).

Evidence that reservoir existed before  
January 1, 1993 (one or more of the following: dated aerial  
photo, NOTARIZED affidavit, dated map from agency, construction  
receipts or other documentation).

Items 2, 3, 4, 5, and 6 are completed.

Signature (and title, if applicable)

**HB 2153 - non-exempt existing ponds (large, on-channel)**

Complete Minimum Requirements to File on reverse, except before routing to Data Center, change priority date to 1/1/1993. Also, confirm the following:

Receipt of evidence that reservoir existed before January 1, 1993 (one or more of the following: dated aerial photo, NOTARIZED affidavit, dated map from agency, construction receipts or other documentation)

**HB 2107 - wetland, stream restoration and storm water management**

Complete Minimum Requirements to File on reverse EXCEPT DO NOT ROUTE TO DATA CENTER, BUT DO ROUTE TO CAROL. Also confirm the following:

- \_\_\_\_\_ Name/address of adjacent property owner within 1/4 mile
- \_\_\_\_\_ Map with scale not less than 2 in.=1 mi.
- \_\_\_\_\_ CWRE map if > 10 feet dam or > 9.2 AF
- \_\_\_\_\_ Description of proposed use
- \_\_\_\_\_ Condition addressed
- \_\_\_\_\_ Resulting benefits
- \_\_\_\_\_ Public notices (circle) #1 #2