

# 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 <i>Donald Pike</i>		PHONE (HM) <i>503-930-4108</i>	
PHONE (WK) <i>same</i>	CELL <i>same</i>		FAX
ADDRESS <i>12380 Myers Rd</i>			
CITY <i>Dallas</i>	STATE <i>OR</i>	ZIP <i>97338</i>	E-MAIL * <i>imbilding@yahoo.com</i>

### Organization

NAME		PHONE		FAX
ADDRESS				CELL
CITY	STATE	ZIP	E-MAIL *	

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

AGENT / BUSINESS NAME		PHONE		FAX
ADDRESS				CELL
CITY	STATE	ZIP	E-MAIL *	

Note: Attach multiple copies as needed

\* By providing an e-mail address, consent is given to receive all correspondence from the Department electronically. (Paper copies of the 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.

RECEIVED  
NOV 26 2019

OWRD

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

*[Signature]*  
Applicant Signature

*Donald Pike*  
Print Name and Title if applicable

*11/26/19*  
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.

RECEIVED  
NOV 26 2019  
OWRD

**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: Reservoir Certificate 21362	Tributary to: Baskett Slough
TRSQQ of POD: 7S 5W Sec 10 SWSE	
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).

**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.

RECEIVED  
NOV 26 2019

OWRD



- 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.

RECEIVED

NOV 26 2019

OWRD

**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
Reservoir Certificate 21362	irrigation	3/1 - 10/31	16 <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: 22.5 Acres                      Supplemental: NA Acres

If supplemental acres are listed, provide the Permit or Certificate number of the underlying primary water right(s):  
NA

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 16

- If the use is **municipal or quasi-municipal**, attach **Form M**
- If the use is **domestic**, indicate the number of households: NA
- If the use is **mining**, describe what is being mined and the method(s) of extraction: NA

**SECTION 6: WATER MANAGEMENT**

**A. Diversion and Conveyance**

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

- Pump (give horsepower and type): TBD  
 Other means (describe): \_\_\_\_\_

RECEIVED  
 NOV 26 2019  
 OWRD

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

\_\_\_\_\_ pump from pond to place of use

**B. Application Method**

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

\_\_\_\_\_ TBD handlines, 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.

\_\_\_\_\_ Water will be piped to POU and irrigated conservedly



**SECTION 7: RESOURCE PROTECTION**

In granting permission to use water from a stream or lake, the state encourages, and in some instances requires, careful control of activities that may affect the waterway or streamside area. See instruction guide for a list of possible permit requirements from other agencies. Please indicate any of the practices you plan to undertake to protect water resources:

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

Describe planned actions: per ODFW recommendation

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: NA No excavation

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: \_\_\_\_\_

in place already

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

Describe planned actions: no excavation

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

None

**SECTION 8: PROJECT SCHEDULE**

- a) Date construction will begin: Within five years of permit issuance
- b) Date construction will be completed: Within five years of permit issuance
- c) Date beneficial water use will begin: Within five years of permit issuance

RECEIVED  
NOV 26 2019  
OWRD

**SECTION 9: WITHIN A DISTRICT**

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 NA	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).

# 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

**Applicant**

NAME <i>DONALD FINE</i>		PHONE (HM)	
PHONE (WK)	CELL <i>503-930-4108</i>	FAX <i>NA</i>	
ADDRESS <i>12380 MYERS RD</i>			
CITY <i>DALLAS</i>	STATE <i>OR</i>	ZIP <i>97338</i>	E-MAIL* <i>imbuilding@yahoo.com</i>

**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:
7S	5W	10		801 & 802		<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<i>IRRIGATION</i>
						<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:

Polk

**RECEIVED**

NOV 26 2019

**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: 16  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:

**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.



## 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): PCZO 136.030 (A) - Farm use / irrigation
- 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
<b>RECEIVED</b>		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
	NOV 26 2019	<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
	<b>OWRD</b>	<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.

Wetlands are identified on the NWS map. Contact DSC prior to any development activity to ensure a state permit is not required.

NAME <u>Sidney Mulder</u>	TITLE: <u>Planning Supervisor</u>
SIGNATURE 	PHONE: <u>503-623-9237</u>
GOVERNMENT ENTITY <u>Polk County</u>	DATE: <u>11-26-19</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: \_\_\_\_\_



NAME LEDGER

(800)

7 5 10 802 2-6 21-6

		PC	BC	INSTRUMENT	ACRES
OWNER	SCHELLENBERG, KENNETH J 12380 Myers Rd Dallas, Oregon			V#24183 157/785	.35
OWNER	SCHELLENBERG, KENNETH J & LORRAINE L			V#24183 157/785	.35
OWNER	PIKE, DONALD & SUSAN L	V#	R 689	240/1111	.35

SEE PROPERTY HISTORY FILE

RECEIVED

NOV 26 2019

OWRD



NAME LEDGER

(800)

7 5 10 802 21-6 2-6

		PC	BC	INSTRUMENT	ACRES
OWNER	SCHELLENBERG, KENNETH J 12380 Myers Rd Dallas, Oregon				
		V#24182		157/785	6.41
OWNER	SCHELLENBERG, KENNETH J & LORRAINE L	V#24182		157/786	6.41
OWNER	PIKE, DONALD & SUSAN L	V# R 688		240/1111	6.41

SEE PROPERTY HISTORY FILE

RECEIVED  
NOV 26 2019  
OWRD



OFFICIAL RECORD OF DESCRIPTIONS  
OF REAL PROPERTY  
COUNTY ASSESSOR'S OFFICE

7	5	10			802			2-6	21-6
TWP.	RGE.	SEC.	1/4	1/16	PARCEL NUMBER	Type	Spec. Int. In REAL PROP.	CODE AREA NUMBER	
MAP NUMBER					TAX LOT NUMBER		FORMERLY PART OF 800		

Indent each new course to this point	DESCRIPTION AND RECORD OF CHANGE	Date of entry on this card	Deed Record Vol.	PG.	Acres Remaining
	<p>Beg at an iron rod wh is 1270.50 ft N 0* 10' 11" W &amp; 1676.49 ft N 89* 56' 30" W frm the SE cor of the Nelson Johnson DLC #46 in 7-5 of the WM in PCO; &amp; rng th to an iron rod; th to a point frm wh an iron rod bears S 0* 12' 38" E 28.16 ft; th to a point frm wh an iron rod bears S 0* 30' W 26 ft; th to the plob.</p> <p>SAVE &amp; EXCEPT any portion of the above desc tr of ld lying within the bdris of public rds &amp; hwys.</p> <p>FURTHER SAVE &amp; EXCEPT that parcel of ld desc in deed dated 1/8/80, recorded 1/9/80, in 146/417, BOR for PCO.</p>				
N 89* 56' 30"	W 674.63 ft				
N 00* 12' 38"	W 1676.72 ft				
S 89* 41' 34"	E 695.41 ft				
S 00* 30'	W 1673.73 ft				
	V#24182 & 24183	8/24/81	WD	157 785	6.76
	V#24183 (2-6)	V#24182 (21-6)pt	8/24/81	create e/e	157 786 6.76
	V#42339 Annex to the Polk Soil & Water Conserv Dist for 1988-89 (no code chg)	3/16/88	DOR	27-138-85	6.76
	V#R688(21-6) v# R 689(2-6)	5/7/91	WD	pt 240 1111	6.76

RECEIVED  
NOV 26 2019  
OWRD



75

10

802

Code 2-6

21-6

RECEIVED  
NOV 26 2019  
OWRD

7510 802 - 7510 802

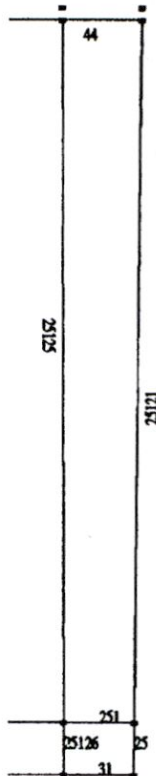
ID DISTANCE BEARING RADIUS SIDE

Taxot Area

LEGAL SQ FT = 249,432.40601  
 LEGAL SQ FT = 17,629.85936  
 LEGAL ACRES = 5.73  
 LEGAL ACRES = 0.40 - Code 2-6  
 CLOSURE = 1.99999  
 CLOSURE = 1.71768  
 MAP SQ FT = 249,432.45874  
 MAP SQ FT = 17,629.94676  
 MAP ACRES = 5.73  
 MAP ACRES = 0.40

*Code 2-6 > 6.13 ac*

31 151.85 N89-56-30W  
 44 172.29 S89-52-15E  
 25121 1532.44 S00-30-00W  
 25122 115.29 S00-30-00W  
 25125 1532.09 S00-12-38E  
 25126 115.82 S00-12-38E  
 25127 153.29 N89-44-38W



RECEIVED  
 NOV 26 2019  
 OWRD

07/27/00

Filename: f7-5/s10-802sizeck

Mapcale: 400

S-80702



OFFICIAL RECORD OF DESCRIPTIONS  
OF REAL PROPERTY  
COUNTY ASSESSOR'S OFFICE

7	5	10			801			2-6	21-6
TWP.	RGE.	SEC.	1/4	1/16	PARCEL NUMBER	Type	Spec. Int. In	CODE AREA NUMBER	
MAP NUMBER					REAL PROP.				
TAX LOT NUMBER					FORMERLY PART OF 800				
DESCRIPTION AND RECORD OF CHANGE						Date of entry on this card	Deed Record Vol.	PG.	Acres Remaining

Indent each new course to this point

The W'ly 522.77 ft of even width of the folg desc property: Beg at a point 19.25 chs N frm the SE cor of the DLC of Nelson Johnson & wife, Claim # 46, Not # 1978 in 7-5, WM, PCO, & rng th

N 25.25 chs th  
W 35.63 chs th  
S 25.25 chs th  
E 35.63 chs th

to the plob.  
SAVE & EXCEPT any portion of the above desc tr of ld lying within the bdries of public rds & hwys.

V#21310 & 21311 5/14/80 WD 146 416 20.00  
V#21407 (both codes) 5/14/80 WD 146 417  
TLC 3/11/81 survey pt 154 1784  
TLC 6/26/81 Dead pt 157 779  
V#23637 (both codes) 9/18/81 create e/e pt 157 785

V#42339 Annex to the Polk Soil & Water Conserv Dist for 1988-89 (no code chg) 3/16/88 DOR 27-138-85  
V#R686(21-6) V# R 687(2-6) 5/7/91 WD pt 240 1111

RECEIVED  
NOV 26 2019  
OWRD

75

10

801

Code 2-6 21-6

RECEIVED

NOV 26 2019

OWRD



(800)

NAME LEDGER

	7	5	10	801	<u>21-6</u>	2-6	PC	BC	INSTRUMENT	ACRES
OWNER	SCHELLENBERG, DONLEE A & JUDITH A 12125 Smithfield Rd Dallas, Oregon								146/416	18.93
OWNER	SCHELLENBERG, KENNETH J								146/417	18.93
OWNER	SCHELLENBERG, KENNETH J & LORRAINE L								157/786	18.93
OWENR	PIKE, DONALD & SUSAN L								240/1111	18.93

V#21311

V#21407

V#23637

V# R 686

SEE PROPERTY HISTORY FILE

RECEIVED

NOV 26 2019

OWRD

NAME LEDGER

	7	5	10	801	<u>2-6</u>	21-6	PC	BC	INSTRUMENT	ACRES
OWNER	SCHELLENBERG, DONLEE A & JUDITH A 12125 Smith field Rd Dallas, Oregon								1467416	1.07
OWNER	SCHELLENBERG, KENNETH J								146/417	
OWNER	SCHELLENBERG, KENNETH J & LORRAINE L								157/786	
OWNER	PIKE, DONALD & SUSAN L								240/1111	

v#21310  
v#21407  
v#23637  
v# R 687

SEE PROPERTY HISTORY FILE

RECEIVED  
NOV 26 2019  
OWRD

RECEIVED  
NOV 26 2019  
OWRD



7510 801 - 7510 801

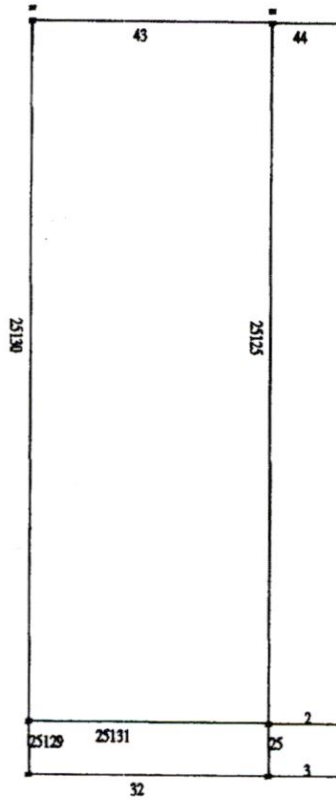
ID DISTANCE BEARING RADIUS SIDE

Taxot Area

LEGAL SQ FT = 800,632.75431  
 LEGAL SQ FT = 61,018.11893  
 LEGAL ACRES = 18.38 - Code 2-6 > 19.78 ac.  
 LEGAL ACRES = 1.40 - Code 2-6  
 CLOSURE = 1-99999  
 CLOSURE = 1-99999  
 MAP SQ FT = 800,630.16535  
 MAP SQ FT = 61,018.29697  
 MAP ACRES = 18.38  
 MAP ACRES = 1.40

32 522.78 N89-56-30W  
 43 522.78 S89-52-15E  
 25125 1532.09 S00-12-38E  
 25126 115.82 S00-12-38E  
 25129 117.62 N00-12-38W  
 25130 1530.94 N00-12-38W  
 25131 522.79 N89-44-38W

RECEIVED  
 NOV 26 2019  
 OWRD



07/27/00

Filename: t7-5/s10-802sizeck

Mapscale: 400

S-000702

## STATE OF OREGON

COUNTY OF POLK

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That JAMES COPP

of Rt. 1, Box 346, Dallas, State of Oregon, has made proof  
to the satisfaction of the STATE ENGINEER of Oregon, of a right to store the waters of  
an unnamed draw, a tributary of Baskett Slough, to be appropriated under  
Application No. 24268, Permit No. 20955,

for the purposes of  
irrigation

under Reservoir Permit No. R-1296 of the State Engineer, and that said right to store said  
waters has been perfected in accordance with the laws of Oregon; that the priority of the right  
hereby confirmed dates from November 9, 1949,

that the amount of water entitled to be stored each year under such right, for the purposes afore-  
said, shall not exceed 16 acre-feet.

The reservoir is located in Section 10, Tp. 7 S, R. 5 W, W.M.  
(SW $\frac{1}{4}$  SE $\frac{1}{4}$ ), as projected within Johnson D.L.C.  
No. 46.

WITNESS the signature of the State Engineer,  
affixed this 20th day  
of June, 1955.

LEWIS A. STANLEY  
State Engineer.

Recorded in State Record of Water Right Certificates, Volume 15, page 21362



# Oregon

Kate Brown, Governor

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

December 3, 2019

Dear Applicant:

The Oregon Water Resources Department has received your surface water application for a water use permit. Your application has been assigned file number **S-88782**. Please refer to this number when contacting the Department. Should you have any questions about your application, please contact the following Water Rights Specialist assigned to your application:

Lisa Graham, Water Rights Specialist	Phone: 503-986-0808
	Email: <a href="mailto:elisabeth.a.graham@oregon.gov">elisabeth.a.graham@oregon.gov</a>

A description of the steps that are used for processing a surface water application are shown on the reverse side of this letter. Surface water applications that propose to use stored water exclusively are reviewed using an expedited process and contain slightly different processing steps.

The Department's goal is to process applications within statutory deadlines. The first step in the process is issuance of an Initial Review, which summarizes the Department's preliminary determinations. Surface water applications typically receive an Initial Review in approximately two to three months. Copies of the Initial Review, Proposed Final Order, and Final Order will be mailed to you. Applications proposing to use stored water only under the expedited process will receive a Final Order.

Please note that your application is subject to review and comment from other state agencies and interested parties.

Sincerely,

**COPY**

Judy Ferrell  
Customer Service Representative  
Oregon Water Resources Department

cc:  
File



# Water-Use Permit Application Processing Steps

Oregon Water Resources Department

## **Standard Process for a Surface Water Application:**

### **1. Initial Review**

The Department reviews the application to determine whether water is available during the period requested, whether the proposed use is restricted or limited by rule or statute, and whether other issues may preclude approval of or restrict the proposed use. An Initial Review (IR) containing preliminary determinations is mailed to the applicant. The applicant has 14 days from the mailing date to withdraw the application from further processing and receive a refund of all fees paid minus \$260. The applicant may put the application on hold for up to 180 days and may request additional time if necessary.

### **2. Public Notice**

Within 7 days of the mailing of the Initial Review, the Department gives public notice of the application in the weekly notice published by the Department at [www.oregon.gov/owrd](http://www.oregon.gov/owrd). The public comment period is 30 days from publication in the weekly notice.

### **3. Proposed Final Order Issued**

The Department reviews any comments received, including comments from other state agencies related to the protection of sensitive, threatened or endangered fish species. Within 60 days of completion of the Initial Review, the Department issues a Proposed Final Order (PFO) explaining the proposed decision to deny or approve the application. A PFO proposing approval of an application will include a draft permit, and may request additional information or outstanding fees required prior to permit issuance.

### **4. Public Notice & Protest Opportunity**

Within 7 days of issuing the PFO, the Department gives public notice in the weekly notice. Notice includes information about the application and the PFO. A protest must be received by the Department within 45 days after publication of the PFO in the weekly notice. Anyone may file a protest. The protest filing fee is \$410.00 for the applicant and \$810.00 for non-applicants. Protests are filed on approximately 10 percent of Proposed Final Orders. If a protest is filed the Department will attempt to settle the protest but will schedule a contested case hearing, if necessary.

### **5. Final Order Issued**

If no protests are filed, the Department can issue a Final Order within 60 days of the close of the period for receiving protest. If the application is approved, a permit is issued. The permit will specify the details of the authorized use and any terms, limitations or conditions that the Department deems appropriate.

## **Expedited Process for a Surface Water Application:**

*Note: The expedited process only applies to an applications using stored water only under ORS 537.147.*

The expedited process allows the Department to process an application within several weeks in cases where no public interest concerns are identified. It does not provide an opportunity to protest the Department's recommendation unless public interest issues are identified, in which case the Department will then evaluate the application using the standard process and a protest opportunity will be available. For expedited applications, the Department issues a Final Order only. Once accepted by the Department, these applications are published in the weekly public notice every Tuesday and a 30-day public comment periods begins. Following the public comment period, the Department can issue the Final Order.

OREGON



WATER RESOURCES  
DEPARTMENT

RECEIVED

NOV 26 2019

OWRD

Date Received (Date Stamp Here)

## OWRD Over-the-Counter Submission Receipt

Applicant Name(s) & Address: Donald Pike

12380 Myers Rd Dallas OR 97338

Transaction Type: Surface Water Permit

Fees Received: \$ 1,600.<sup>00</sup>

Cash

Check:

Check No. 2076

Name(s) on Check: Donald E Pike

Address on Check: 12380 Myers Rd  
Dallas OR 97338

Thank you for your submission. Oregon Water Resources Department (Department) staff will review your submittal as soon as possible.

If your submission is determined to be complete, you will receive a receipt for the fees paid and an acknowledgement letter stating your submittal is complete.

If determined to be incomplete, your submission and the accompanying fees will be returned with an explanation of deficiencies that must be addressed in order for the submittal to be accepted.

If you have any questions, please feel free to contact the Department's Customer Service staff at 503-986-0801 or 503-986-0810.

Sincerely,

OWRD Customer Service Staff

Submission received by: Judy Ferrell  
(Name of OWRD staff)

### Instructions for OWRD staff:

- Complete this Submission Receipt, and make two (2) copies. Place one copy with the check/cash; and place the other copy with the submission (i.e., the application or other document).
- Date-stamp all pages. (NOTE: Do not stamp check.)
- Give this original Submission Receipt to the applicant.
- Record Submission Receipt information on the "RECEIVED OVER THE COUNTER" log sheet.
- Place the Submission Receipt with check/cash in the small top drawer (i.e., "Fiscal Pick Up Drawer"). Place the Submission Receipt with submission (application/other document) in the large bottom drawer.



OREGON



WATER RESOURCES  
DEPARTMENT

RECEIVED

NOV 26 2019

OWRD

Date Received (Date Stamp Here)

## OWRD Over-the-Counter Submission Receipt

Applicant Name(s) & Address: Donald Pike

12380 Myers Rd Dallas OR 97338

Transaction Type: Surface Water Permit

Fees Received: \$ 1,600.<sup>00</sup>

Cash

Check:

Check No. 2076

Name(s) on Check: Donald E Pike

Address on Check: 12380 Myers Rd  
Dallas OR 97338

Thank you for your submission. Oregon Water Resources Department (Department) staff will review your submittal as soon as possible.

If your submission is determined to be complete, you will receive a receipt for the fees paid and an acknowledgement letter stating your submittal is complete.

If determined to be incomplete, your submission and the accompanying fees will be returned with an explanation of deficiencies that must be addressed in order for the submittal to be accepted.

If you have any questions, please feel free to contact the Department's Customer Service staff at 503-986-0801 or 503-986-0810.

Sincerely,

OWRD Customer Service Staff

Submission received by: Judy Ferrell  
(Name of OWRD staff)

### Instructions for OWRD staff:

- Complete this Submission Receipt, and make two (2) copies. Place one copy with the check/cash; and place the other copy with the submission (i.e., the application or other document).
- Date-stamp all pages. (NOTE: Do not stamp check.)
- Give this original Submission Receipt to the applicant.
- Record Submission Receipt information on the "RECEIVED OVER THE COUNTER" log sheet.
- Place the Submission Receipt with check/cash in the small top drawer (i.e., "Fiscal Pick Up Drawer"). Place the Submission Receipt with submission (application/other document) in the large bottom drawer.