

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



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

You must use this form for any reservoir storing more than 9.2 acre-feet and with a dam more than 10 feet high.

SECTION 1: APPLICANT INFORMATION AND SIGNATURE

Applicant

NAME WHITE RIVER RANCH, LLC, ATTENTION: JACK STEVENS		PHONE (HM) 541-993-1030	
PHONE (WK)	CELL		FAX
ADDRESS 56100 SMOCK ROAD			
CITY WAMIC	STATE OR	ZIP 97063	E-MAIL *

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 *

RECEIVED
 DEC 09 2019
 OWRD

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 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 packet.
- I cannot legally store water until the Water Resources Department issues a permit to me.
- 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 get a permit, I must not waste water.
- If development of the water use is not according to the terms of the permit, the permit can be 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 get water to which they are entitled.

RECEIVED
 NOV 18 2019
 OWRD

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

Applicant Signature

Member White River Ranch LLC
 JACK E. STEVENS

Print Name and Title if applicable

Date

11/14/19

Applicant Signature

Print Name and Title if applicable

Date

SECTION 2: PROPERTY OWNERSHIP

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 18 2019
OWRD

Affected Landowners: List the names and mailing addresses of all the 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*).

Ditch is the property of Rock Creek District Improvement Company and is already in place. The District has water right that date back to the 1870's.

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.

RECEIVED
DEC 09 2019
OWRD

SECTION 3: SOURCE OF WATER

A. Reservoir Name: Campbell Reservoir

OWRD

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 1: Rock Creek	Tributary to: White River
TRSQQ of POD: SW 1/4 of SE 1/4, Section 14, T 4 S, R 11 E	
Source 2: North Fork Gate Creek	Tributary to: Rock Creek
TRSQQ of POD: Se 1/4 of NE 1/4, Section 21, T 4 S, R 11 E	
Source 3: Threemile Creek	Tributary to: White River
TRSQQ of POD: NE 1/4 of NE 1/4, Section 10, T 4 S, R 11 E	

RECEIVED

DEC 09 2019

OWRD

- Is the proposed reservoir in a wetland (as determined by DSL)? Yes No Don't know
- Is the proposed reservoir an enlargement of an existing dam/reservoir? Yes No
- Is the proposed reservoir in-channel of a stream or off-channel: In-channel Off-Channel
- If the reservoir is proposed to be in-channel, is the stream: Perennial Intermittent Ephemeral
- If the reservoir is proposed to be in-channel, has ODFW determined that native migratory fish are present?
 Yes No Don't know
- Is the reservoir in the 100-year floodplain? Yes No Don't know
- If the reservoir is not in the channel of a stream, state how it is to be filled: **Water will be delivered from North Fork Gate Creek, Threemile Creek and Rock Creek through the ditch system for Rock Creek District Improvement Company. The water is then delivered through the existing ditch system of the company.**

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, refer to the map shown on [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 TRSQQ 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/

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

NOV 18 2019

OWRD

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

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

 Yes No

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

If yes,

- I understand that the proposed use does not involve appropriation of direct streamflow during the time period April 15 to September 30, except as provided in OAR 690-033-0140.
- I understand that I will install, operate and maintain a fish screen and fish passage as listed in ORS 498.301 through 498.346, and 509.580 through 509.910, to the specifications and extent required by Oregon Department of Fish and Wildlife, prior to diversion of water under any permit issued pursuant to this application.
- I understand that the Oregon Department of Environmental Quality will review my application to determine if the proposed use complies with existing state and federal water quality standards.
- I understand that I will install and maintain water use measurement and recording devices as required by the Water Resources Department, and comply with recording and reporting permit condition requirements prior to diversion or use of water under any permit issued pursuant to this application.

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:

RECEIVED

NOV 18 2019

OWRD

Statewide - OAR 690-033-0330 thru -0340

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

Yes No

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

SECTION 5: WATER USE

- a)
- b) The use of the impounded water will be: Multipurpose
- c) The amount of water to be stored is: 35 acre-feet.
- d) The area submerged by the reservoir, when filled, will be 9.6 acres.

SECTION 6: DAM HEIGHT AND COMPOSITION

The maximum height of the structure will be 9 feet above streambed or ground surface at the centerline of the crest of the dam.

Attach preliminary plans, specifications and supporting information for the dam and impoundment area including 1) dam height, 2) width (**2360 feet**), 3) crest width (**12 feet to 14 feet**), 4) surface area and 5) preliminary fish passage design (**None**). **See attached aerial photo for Campbell Reservoir.**

Note: If your dam height is greater than or equal to 10.0' above land surface AND your reservoir will store equal to or greater than 9.2 acre-feet, engineered plans and specifications must be approved by the Department's Dam Safety Section prior to storage of water.

The dam will be (check one): Earthfill Concrete Flash board Other

If "other," provide the description: _____

RECEIVED

DEC 09 2019

OWRD

SECTION 7: PRIMARY OUTLET WORKS

- a) Describe the location and the dimensions of the outlet conduit through the dam:
NOTE: Most dams across a natural stream channel will need an outlet conduit having a minimum diameter of 8 inches or greater.
No outlet
- b) How and when will the outlet be operated?
No outlet
- c) If ODFW has determined fish are present in the stream, how do you propose to protect fish through the outlet conduit (the conduit does not constitute fish passage)?
Does not apply, this is off channel

SECTION 8: EMERGENCY SPILLWAY

OWRD

- a) Describe the location and the dimensions of the spillway channel.
2 X 12 inch PVC pipes through dam
- b) How will the emergency spillway be designed to prevent erosion?
As reservoir fills the reservoir become the same elevation as the inlet from the Rock Creek DIC ditch and water stops flowing in. If water runs overland from snow melt or heavy rain the water would flow back into ditch.
- c) What is the maximum design flow for the spillway? (Should be able to handle high flow events. 10-year flood events? 50-year flood events?)
Does not apply, this is off channel

SECTION 9: WATER QUALITY

- a) Describe how the reservoir will be managed to maintain water quality in the reservoir and downstream.
During the winter months when water is diverted under this application the intent is that the reservoir will have little to no overflow. The reservoir is not on the channel of a live stream and should there be overflow water will be distributed out on an irrigated field rather than into any live stream.
- b) Describe how the perimeter of the reservoir will be buffered to limit nutrient and bacteria contamination.
The edges of this pond has establish vegetation to catch and filter any run off if it were to occur.
- c) Describe how annual maintenance of the reservoir will be accomplished without discharging contaminated water instream.
Structure is off channel. Should maintenance be needed to remove silt from the reservoir the water level would be lower so that maintenance activity does not cause water flowing out of reservoir. The material removed from the reservoir will be spread out on irrigated fields for disposal.

RECEIVED

DEC 09 2019

OWRD

RECEIVED

NOV 18 2019

OWRD

A. Reservoir Name: Wade 3 Reservoir

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 1: Rock Creek	Tributary to: White River	
TRSQQ of POD: SW 1/4 of SE 1/4, Section 14, T 4 S, R 11 E		
Source 2: North Fork Gate Creek	Tributary to: Rock Creek	
TRSQQ of POD: Se 1/4 of NE 1/4, Section 21, T 4 S, R 11 E		
Source 2: Threemile Creek	Tributary to: White River	RECEIVED DEC 09 2019
TRSQQ of POD: NE 1/4 of NE 1/4, Section 10, T 4 S, R 11 E		
OWRD		

- Is the proposed reservoir in a wetland (as determined by DSL)? Yes No Don't know
- Is the proposed reservoir an enlargement of an existing dam/reservoir? Yes No
- Is the proposed reservoir in-channel of a stream or off-channel: In-channel Off-Channel
- If the reservoir is proposed to be in-channel, is the stream: Perennial Intermittent Ephemeral
- If the reservoir is proposed to be in-channel, has ODFW determined that native migratory fish are present?
 Yes No Don't know
- Is the reservoir in the 100-year floodplain? Yes No Don't know
- If the reservoir is not in the channel of a stream, state how it is to be filled: Water will be delivered through the ditch system for Rock Creek District Improvement Company.

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, refer to the map shown on [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 TRSQQ 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/

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

RECEIVED
NOV 18 2019
OWRD

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

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

Yes No

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

If yes,

- I understand that the proposed use does not involve appropriation of direct streamflow during the time period April 15 to September 30, except as provided in OAR 690-033-0140.
- I understand that I will install, operate and maintain a fish screen and fish passage as listed in ORS 498.301 through 498.346, and 509.580 through 509.910, to the specifications and extent required by Oregon Department of Fish and Wildlife, prior to diversion of water under any permit issued pursuant to this application.
- I understand that the Oregon Department of Environmental Quality will review my application to determine if the proposed use complies with existing state and federal water quality standards.
- I understand that I will install and maintain water use measurement and recording devices as required by the Water Resources Department, and comply with recording and reporting permit condition requirements prior to diversion or use of water under any permit issued pursuant to this application.

RECEIVED
DEC 09 2019
OWRD

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

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

Yes No

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

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

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

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

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

Statewide - OAR 690-033-0330 thru -0340

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

 Yes No

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

SECTION 5: WATER USE

- e) The use of the impounded water will be: Multipurpose
 f) The amount of water to be stored is: 13.5 acre-feet.
 g) The area submerged by the reservoir, when filled, will be 4.5 acres.

RECEIVED

DEC 09 2019

OWRD

SECTION 6: DAM HEIGHT AND COMPOSITION

The maximum height of the structure will be 7 feet above streambed or ground surface at the centerline of the crest of the dam.

Attach preliminary plans, specifications and supporting information for the dam and impoundment area including 1) dam height, 2) width (**1200 feet**), 3) crest width (**12 feet**), 4) surface area and 5) preliminary fish passage design (**none**). **See attached aerial photo of Wade 3 Reservoir**

Note: If your dam height is greater than or equal to 10.0' above land surface AND your reservoir will store equal to or greater than 9.2 acre-feet, engineered plans and specifications must be approved by the Department's Dam Safety Section prior to storage of water.

The dam will be (check one): Earthfill Concrete Flash board Other

If "other," provide the description: _____

SECTION 7: PRIMARY OUTLET WORKS

- d) Describe the location and the dimensions of the outlet conduit through the dam:
NOTE: Most dams across a natural stream channel will need an outlet conduit having a minimum diameter of 8 inches or greater.
 10" PVC outlet pipe
- e) How and when will the outlet be operated?
 Used during the irrigation season for irrigating
- f) If ODFW has determined fish are present in the stream, how do you propose to protect fish through the outlet conduit (the conduit does not constitute fish passage)?
 Does not apply, this is off channel

SECTION 8: EMERGENCY SPILLWAY

- d) Describe the location and the dimensions of the spillway channel.
8" PVC overflow pipe,
- e) How will the emergency spillway be designed to prevent erosion?
If water get to pipe elevation, overflow goes back into the Rock Creek DIC ditch about 2700 feet below where it is diverted
- f) What is the maximum design flow for the spillway? (Should be able to handle high flow events. 10-year flood events? 50-year flood events?)
Does not apply, this is off channel

SECTION 9: WATER QUALITY

- d) Describe how the reservoir will be managed to maintain water quality in the reservoir and downstream.
During the winter months when water is diverted under this application the intent is that the reservoir will have little to no overflow. The reservoir is not on the channel of a live stream and should there be overflow water will be returned to the ditch it came from.
- e) Describe how the perimeter of the reservoir will be buffered to limit nutrient and bacteria contamination.
The edges of this pond has establish vegetation to catch and filter any run off if it were to occur.
- f) Describe how annual maintenance of the reservoir will be accomplished without discharging contaminated water instream.
Structure is off channel. Should maintenance be needed to remove silt from the reservoir the water level would be lower so that maintenance activity does not cause muddy water flowing out of reservoir. The material removed from the reservoir will be spread out on irrigated fields for disposal.

RECEIVED

NOV 18 2019

OWRD

RECEIVED

DEC 09 2019

OWRD

OWRD

A. Reservoir Name: 20 Acres Reservoir

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 1: Rock Creek	Tributary to: White River
TRSQQ of POD: SW 1/4 of SE 1/4, Section 14, T 4 S, R 11 E	
Source 2: North Fork Gate Creek	Tributary to: Rock Creek
TRSQQ of POD: Se 1/4 of NE 1/4, Section 21, T 4 S, R 11 E	
Source 2: Threemile Creek	Tributary to: White River
TRSQQ of POD: NE 1/4 of NE 1/4, Section 10, T 4 S, R 11 E	

RECEIVED
DEC 09 2019
OWRD

- Is the proposed reservoir in a wetland (as determined by DSL)? Yes No Don't know
- Is the proposed reservoir an enlargement of an existing dam/reservoir? Yes No
- Is the proposed reservoir in-channel of a stream or off-channel: In-channel Off-Channel
- If the reservoir is proposed to be in-channel, is the stream: Perennial Intermittent Ephemeral
- If the reservoir is proposed to be in-channel, has ODFW determined that native migratory fish are present?
 Yes No Don't know
- Is the reservoir in the 100-year floodplain? Yes No Don't know
- If the reservoir is not in the channel of a stream, state how it is to be filled: Water will be delivered through the ditch system for Rock Creek District Improvement Company.

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, refer to the map shown on [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 TRSQQ 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/

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

RECEIVED

NOV 18 2019

OWRD

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

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

Yes No

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

If yes,

- I understand that the proposed use does not involve appropriation of direct streamflow during the time period April 15 to September 30, except as provided in OAR 690-033-0140.
- I understand that I will install, operate and maintain a fish screen and fish passage as listed in ORS 498.301 through 498.346, and 509.580 through 509.910, to the specifications and extent required by Oregon Department of Fish and Wildlife, prior to diversion of water under any permit issued pursuant to this application.
- I understand that the Oregon Department of Environmental Quality will review my application to determine if the proposed use complies with existing state and federal water quality standards.
- I understand that I will install and maintain water use measurement and recording devices as required by the Water Resources Department, and comply with recording and reporting permit condition requirements prior to diversion or use of water under any permit issued pursuant to this application.

RECEIVED

DEC 09 2019

OWRD

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:

For Department Use: App. Number: R-00704

RECEIVED

NOV 18 2019

OWRD

Statewide - OAR 690-033-0330 thru -0340

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

Yes No

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

SECTION 5: WATER USE

- h) The use of the impounded water will be: Multipurpose
- i) The amount of water to be stored is: 6 acre-feet.
- j) The area submerged by the reservoir, when filled, will be 1.5 acres.

RECEIVED

DEC 09 2019

OWRD

SECTION 6: DAM HEIGHT AND COMPOSITION

The maximum height of the structure will be 6 feet above streambed or ground surface at the centerline of the crest of the dam.

Attach preliminary plans, specifications and supporting information for the dam and impoundment area including 1) dam height, 2) width (**700 feet**), 3) crest width (**12 feet**), 4) surface area and 5) preliminary fish passage design (**None**). **See attached aerial photo of 20 Acres Reservoir**

Note: If your dam height is greater than or equal to 10.0' above land surface AND your reservoir will store equal to or greater than 9.2 acre-feet, engineered plans and specifications must be approved by the Department' Dam Safety Section prior to storage of water.

The dam will be (check one): Earthfill Concrete Flash board Other

If "other," provide the description: _____

SECTION 7: PRIMARY OUTLET WORKS

- g) Describe the location and the dimensions of the outlet conduit through the dam:
NOTE: Most dams across a natural stream channel will need an outlet conduit having a minimum diameter of 8 inches or greater.
6' PVC outlet to pump used for irrigation
- h) How and when will the outlet be operated?
Only time outlet will be used is when irrigation occurs
- i) If ODFW has determined fish are present in the stream, how do you propose to protect fish through the outlet conduit (the conduit does not constitute fish passage)?
Does not apply off channel

For Department Use: App. Number: 12-88784

RECEIVED

NOV 18 2019

OWRD

SECTION 8: EMERGENCY SPILLWAY

- g) Describe the location and the dimensions of the spillway channel.
10" PVC pipe
- h) How will the emergency spillway be designed to prevent erosion?
Reservoir diversion from Rock Creek DIC ditch will be shut down to stop water from coming into the reservoir. If overflow the water would spread out on farmed fields.
- i) What is the maximum design flow for the spillway? (Should be able to handle high flow events. 10-year flood events? 50-year flood events?)
Does not apply off channel

SECTION 9: WATER QUALITY

- g) Describe how the reservoir will be managed to maintain water quality in the reservoir and downstream.
During the winter months when water is diverted under this application the intent is that the reservoir will have little to no overflow. The reservoir is not on the channel of a live stream and should there be overflow water will be distributed out on an irrigated field rather than into any live stream.
- h) Describe how the perimeter of the reservoir will be buffered to limit nutrient and bacteria contamination.
The edges of this pond has establish vegetation to catch and filter any run off if it were to occur. Any contaminated water would be spread out on farmed fields
- i) Describe how annual maintenance of the reservoir will be accomplished without discharging contaminated water instream.
Structure is off channel. Should maintenance be needed to remove silt from the reservoir the water level would be lower so that maintenance activity does not cause water flowing out of reservoir. The material removed from the reservoir will be spread out on irrigated fields for disposal.

RECEIVED

DEC 09 2019

OWRD

A. Reservoir Name: Pink Palace Reservoir

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 1: Rock Creek	Tributary to: White River
TRSQQ of POD: SW 1/4 of SE 1/4, Section 14, T 4 S, R 11 E	
Source 2: North Fork Gate Creek	Tributary to: Rock Creek
TRSQQ of POD: Se 1/4 of NE 1/4, Section 21, T 4 S, R 11 E	
Source 2: Threemile Creek	Tributary to: White River
TRSQQ of POD: NE 1/4 of NE 1/4, Section 10, T 4 S, R 11 E	

RECEIVED

DEC 09 2019

OWRD

- Is the proposed reservoir in a wetland (as determined by DSL)? Yes No Don't know
- Is the proposed reservoir an enlargement of an existing dam/reservoir? Yes No
- Is the proposed reservoir in-channel of a stream or off-channel: In-channel Off-Channel
- If the reservoir is proposed to be in-channel, is the stream: Perennial Intermittent Ephemeral
- If the reservoir is proposed to be in-channel, has ODFW determined that native migratory fish are present?
 Yes No Don't know
- Is the reservoir in the 100-year floodplain? Yes No Don't know
- If the reservoir is not in the channel of a stream, state how it is to be filled: Water will be delivered through the ditch system for Rock Creek District Improvement Company.

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, refer to the map shown on [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 TRSQQ 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/

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

RECEIVED

NOV 18 2019

OWRD

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

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

Yes No

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

If yes,

- I understand that the proposed use does not involve appropriation of direct streamflow during the time period April 15 to September 30, except as provided in OAR 690-033-0140.
- I understand that I will install, operate and maintain a fish screen and fish passage as listed in ORS 498.301 through 498.346, and 509.580 through 509.910, to the specifications and extent required by Oregon Department of Fish and Wildlife, prior to diversion of water under any permit issued pursuant to this application.
- I understand that the Oregon Department of Environmental Quality will review my application to determine if the proposed use complies with existing state and federal water quality standards.
- I understand that I will install and maintain water use measurement and recording devices as required by the Water Resources Department, and comply with recording and reporting permit condition requirements prior to diversion or use of water under any permit issued pursuant to this application.

RECEIVED

DEC 09 2019

OWRD

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:

RECEIVED

NOV 18 2019

OWRD

Statewide - OAR 690-033-0330 thru -0340

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

Yes No

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

SECTION 5: WATER USE

- k) The use of the impounded water will be: Multipurpose
- l) The amount of water to be stored is: 6.6 acre-feet.
- m) The area submerged by the reservoir, when filled, will be 2.2 acres.

RECEIVED

DEC 09 2019

OWRD

SECTION 6: DAM HEIGHT AND COMPOSITION

The maximum height of the structure will be 6 feet above streambed or ground surface at the centerline of the crest of the dam.

Attach preliminary plans, specifications and supporting information for the dam and impoundment area including 1) dam height, 2) width (**850 feet**), 3) crest width (**10 feet**), 4) surface area and 5) preliminary fish passage design (**None**). **See attached aerial photo of Pink Palace Reservoir.**

Note: If your dam height is greater than or equal to 10.0' above land surface AND your reservoir will store equal to or greater than 9.2 acre-feet, engineered plans and specifications must be approved by the Department's Dam Safety Section prior to storage of water.

The dam will be (check one): Earthfill Concrete Flash board Other

If "other," provide the description: _____

SECTION 7: PRIMARY OUTLET WORKS

j) Describe the location and the dimensions of the outlet conduit through the dam:
NOTE: Most dams across a natural stream channel will need an outlet conduit having a minimum diameter of 8 inches or greater.

6" PVC pipe with pump

k) How and when will the outlet be operated?
During irrigation season

l) If ODFW has determined fish are present in the stream, how do you propose to protect fish through the outlet conduit (the conduit does not constitute fish passage)?
Does not apply off channel

For Department Use: App. Number: 2-000704

RECEIVED

NOV 18 2019

OWRD

SECTION 8: EMERGENCY SPILLWAY

- j) Describe the location and the dimensions of the spillway channel.
4" PVC pipe
- k) How will the emergency spillway be designed to prevent erosion?
If any over flow water returns to ditch about 2550 feet below where diverted
- l) What is the maximum design flow for the spillway? (Should be able to handle high flow events. 10-year flood events? 50-year flood events?)
Does not apply off channel

SECTION 9: WATER QUALITY

- j) Describe how the reservoir will be managed to maintain water quality in the reservoir and downstream.
During the winter months when water is diverted under this application the intent is that the reservoir will have little to no overflow. The reservoir is not on the channel of a live stream and should there be overflow water it will return to the ditch from which it was diverted rather than into any live stream.
- k) Describe how the perimeter of the reservoir will be buffered to limit nutrient and bacteria contamination.
The edges of this pond has establish vegetation to catch and filter any run off if it were to occur. Also contaminated water could be used to irrigate fields below reservoir.
- l) Describe how annual maintenance of the reservoir will be accomplished without discharging contaminated water instream.
Structure is off channel. Should maintenance be needed to remove silt from the reservoir the water level would be lower so that maintenance activity does not cause water flowing out of reservoir. The material removed from the reservoir will be spread out on irrigated fields for disposal.

RECEIVED

DEC 09 2019

OWRD

RECEIVED

NOV 18 2019

OWRD

SECTION 10: PROJECT SCHEDULE (List Month and Year)

- a) Proposed date construction work will begin: Complete
(Fish passage approval is necessary prior to construction.)
- b) Proposed date construction work will be completed: Complete
- c) Proposed date water use will be completed: 10/1/2020

RECEIVED

DEC 09 2019

OWRD

SECTION 11: 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 Rock Creek District Improvement Company	Address PO Box 91	
City Wamic	State OR	Zip 97063

SECTION 12: REMARKS

Use this space to clarify any information you have provided in the application.

Land Use Information Form



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

NOTE TO APPLICANTS

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

This form is NOT required if:

- 1) Water is to be diverted, conveyed, and/or used only on federal lands; **OR**
- 2) The application is for a water right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and **all** of the following apply:
 - a) The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
 - b) The application involves a change in place of use only;
 - c) The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; **and**
 - d) The application involves irrigation water uses only.

NOTE TO LOCAL GOVERNMENTS

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

Land Use Information Form



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

Applicant(s): White River Ranch, LLC Attn: Jack Stevens

Mailing Address: 56100 Smock Road

City: Wamic State: OR Zip Code: 97063 Daytime Phone: _____

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>4S</u>	<u>12E</u>	<u>17</u>	<u>SESW</u>	<u>3302</u>	_____	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	<u>Campbell Pond</u>
_____	_____	<u>20</u>	<u>NENW</u>	<u>3302</u>	_____	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	<u>Campbell Pond</u>
_____	_____	<u>21</u>	<u>SWNW</u>	<u>3302</u>	_____	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	<u>Wade 3 Pond</u>
_____	_____	<u>27</u>	<u>SENE</u>	<u>4900</u>	_____	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	<u>Pink Palace Pond</u>
_____	_____	<u>27</u>	<u>SWNW</u>	<u>4900</u>	_____	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	<u>20 Acres Pond</u>

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

Wasco 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) Rock Creek, Threemile Creek, N Fk Gate Creek

Estimated quantity of water needed: 61.1 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 livestock, recreation, wildlife, fish life

Briefly describe:

I have 4 existing ponds that I am filing for a water right with Oregon Department of Water Resources. Water Is diverted through the existing Rock Creek District Improvement Company ditch system.

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):
- 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.

Name: _____ Title: _____

Signature: _____ Phone: _____ Date: _____

Government Entity: _____

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: Jack Stevens, White River Ranch LLC
 City or County: Wasco County Planning Staff contact: Brent Bybee
 Signature: [Signature] Phone: 541-506-2544 Date: March 8, 2021



Wasco County Planning Department

2705 East 2nd Street
The Dalles, OR 97058

541-506-2560

Fax: 541-506-2651

wcplanning@co.wasco.or.us

Transaction Receipt
Record ID: 921-21-000031-PLNG
IVR Number: 921034011212

Receipt Number: 67104

Receipt Date: 3/8/21

www.co.wasco.or.us/departments/planning/index.php

Worksite address: 56021 SMOCK RD, TYGH VALLEY, OR 97063

Parcel: 4S 12E 0 3302

Fees Paid

Transaction date	Units	Description	Account code	Fee amount	Paid amount
3/8/21	1.00 Ea	Type I - Ministerial - Non-Structural sign-off - MNN	101.21.5124.411.154	\$90.00	\$90.00

Payment Method:	Credit card authorization: 008129	Payer: STEVENS/JACK E	Payment Amount:	\$90.00
-----------------	-----------------------------------	-----------------------	-----------------	---------

Cashier: Brent Bybee

Receipt Total: \$90.00



PLANNING DEPARTMENT

2705 East Second Street • The Dalles, OR 97058
p: [541] 506-2560 • f: [541] 506-2561 • www.co.wasco.or.us

Pioneering pathways to prosperity.

TYPE 1 APPLICATION FILE NUMBER: 921-21-000031-PLNG

Date Received: 3/8/2021 Planner Initials: BB

Fee: \$90

APPLICANT INFORMATION:

OWNER INFORMATION:

Name: White River Ranch, LLC

Name: JACK E. STEVENS

Address: 56100 Smoek Rd

Address: _____

City/State/Zip: Wamie, OR 97063

City/State/Zip: SAME

Phone: 541-993-1030

Phone: _____

Email: _____

Email: _____

PROPERTY INFORMATION:

Township/Range/Section/Tax Lot(s)	Acct #	Acres	Zoning
4S 12E 0 3302	17610	549.87	A-1(160)
4S 12E 0 4900	10950	627.99	A-1(160)

Property address (or location): 56100 Smoek Rd, Wamie, OR 97063

Zoning Designation: Farm Environmental Protection District: _____

Proposed Use: A9 Permitted Subject to Section: _____

Water source: ROCK CREEK IRRIGATION Sewage disposal method: _____

Are there wetlands/waterways on your property? NO YES (description) _____

Name of road providing access: Smoek

Current use of property: Grass Use of surrounding properties: Farming

Do you own neighboring property? NO YES (description) _____

SIGNATURES:

Applicant(s) [Signature] Date: 3/8/21

Date: _____

Property Owner(s) [Signature] Date: 3/8/21

Date: _____

*Signatures are only valid for one year from the date of signature.

- Approved _____
- Denied Decision Date _____

SHADED AREA TO BE COMPLETED BY PLANNING DEPARTMENT

Legal Parcel

NO YES

Deed/Land Use Action: _____

Previous Map and Tax Lot: _____

Past Land Use Actions: If yes, list file #(s) _____

NO YES

Still subject to previous conditions? _____

NO YES

Assessor Property Class: _____

Zoning: _____

Environmental Protection Districts – List applicable EPDs:

- EPD # _____
- EPD # _____
- EPD # _____
- EPD # _____

Water Resources

Are there bodies of water or wetlands (seasonal or permanent) on property or adjacent properties? NO YES

Describe (include setback distances): _____

- Fish bearing Non fish bearing Seasonal Creek
- Irrigation ditch Wetland Pond/Lake Not identified

(Note: Check buffers. Different zones have different setback requirements that may require a more extensive permitting process.)

Access:

County or ODOT approach permit on file? NO YES, # _____

Address:

Address exists and has been verified to be correct? NO YES

Address needs to be assigned after approval? NO YES

Fire District: _____

March 4, 2021

Mr. Jack Stevens
White River Ranch, LLC
56100 Smock Road
Wamic, Oregon 97063

Dear Jack:

Enclosed is the Land Use Information Form requested by the Oregon Water Resources Department (OWRD) for your Water Right Application R-88784. You need to take this to Wasco County Planning for them to complete. Wasco County Planning needs to complete the upper part of Page 3. If they cannot complete the form while you wait have them fill in the Receipt for Request for Land Use Information at the bottom of the page. You will need to return either the completed Page 3 or the Receipt at the bottom of Page 3 to OWRD.

Also in the initial review is a proposal to condition your permit to install totalizing flow meters (Page 3). Since you are not the owner of the Rock Creek, Threemile Creek, and North Fork Gate Creek, you have no authority to do this and comply with this condition. You need to tell OWRD something like:

To Kim French. The initial review for Application R-88784 includes the condition to install totalizing flow meters at the points of diversion. I can not complete this condition as I do not own the points of diversion. They are owned by Rock Creek DIC as identified in Section 11 of the application. These diversion points do have measuring devices installed (parshal flumes) at the present time. I request that the measuring condition be removed.

If you have any questions, please feel free to contact me.

Sincerely,

/s/ Larry M. Toll

Larry M. Toll, Water Rights Consultant

LMT:kb
<vo#15487>

Enclosure

RECEIVED

DEC 09 2019

OWRD

RECEIVED

NOV 18 2019

OWRD

Grantor:
Jack E. Stevens
56100 Smock Road
Wamic, OR 97063

Grantee:
White River Ranch, LLC
56100 Smock Road
Wamic, OR 97063

After Recording Return to:
Foster, Peachey & Young, LLP
420 E. Third Street
The Dalles, OR 97058

Consideration: \$0.00

Mail Tax Statements to:
White River Ranch, LLC
56100 Smock Road
Wamic, OR 97063

BARGAIN AND SALE DEED

KNOW ALL PERSONS BY THESE PRESENTS, that JACK E. STEVENS, hereinafter called grantor, for the consideration hereinafter stated, does hereby grant, bargain, sell and convey unto WHITE RIVER RANCH, LLC, hereinafter called grantee, and unto grantee's heirs, successors and assigns, all of that certain real property with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, situated in the County of Wasco, State of Oregon, described as follows, to-wit:

Parcel 1:

The Southwest quarter of the Southeast quarter of Section 16, Township 4 South, Range 12 East of the Willamette Meridian, County of Wasco, State of Oregon.

Parcel 2:

The Southwest quarter, the Northwest quarter of the Southeast quarter of Section 16, and the North half of the Southeast quarter of Section 17, Township 4 South, Range 12 East of the Willamette Meridian, County of Wasco, State of Oregon.

20043426

20043426

R-08784

(4)

RECEIVED

DEC 09 2019

OWRD

RECEIVED

NOV 18 2019

OWRD

Parcel 3:

The Southeast quarter of the Southeast quarter of Section 17, Township 4 South, Range 12 East of the Willamette Meridian, County of Wasco, State of Oregon.

Parcel 4:

The East half of the Southwest quarter of Section 17, Township 4 South, Range 12 East of the Willamette Meridian.

Parcel 5:

The South half of the North half of Section 16, and the South half of the Northeast quarter of Section 17, Township 4 South, Range 12 East of the Willamette Meridian.

Parcel 6:

The Southeast quarter of the Northwest quarter of Section 17, Township 4 South, Range 12 East of the Willamette Meridian.

Parcel 7:

The Southwest quarter of the Southeast quarter of Section 17; the East half of the Northwest quarter, the Northwest quarter of the Northeast quarter, and the East half of the Northeast quarter of Section 20; all of Section 21 except the East half of the Northeast quarter; all that portion of the Northwest quarter lying North and West of the County Market Road in Section 27; and the Northeast quarter, the East half of the Northwest quarter, and that part of the North half of the South half lying North and East of Rock Creek in Section 28, Township 4 South, Range 12 East of the Willamette Meridian.

Parcel 8:

The Southeast quarter of the Southwest quarter, the South half of the Southeast quarter and the Northeast quarter of the Southeast quarter of Section 22, Township 4 South, Range 12 East of the Willamette Meridian, County of Wasco, State of Oregon.

Parcel 9:

The Southeast quarter of the Southeast quarter of Section 33 and the South half of Section 34, Township 4 South, Range 12 East of the Willamette Meridian, County of Wasco, State of Oregon.

Parcel 10:

The South half of the Northwest quarter and the West half of the Northeast quarter of Section 35, Township 4 South, Range 12 East of the Willamette Meridian, County of Wasco, State of Oregon.

Parcel 11:

The East half of the Northeast quarter of Section 21 and the West half of the Northwest quarter of Section 22, Township 4 South, Range 12 East of the Willamette Meridian, County of Wasco, State of Oregon.

RECEIVED

NOV 18 2019

OWRD

RECEIVED

DEC 09 2019

OWRD

Parcel 12:

The Southeast quarter, the South half of the Southwest quarter, the South half of the Northeast quarter, and the Southeast quarter of the Northeast quarter of Section 26; the North half of the Southwest quarter and the Southwest quarter of the Southwest quarter of Section 25; the Northeast quarter of Section 34; and the North half of the Northwest quarter of Section 35, Township 4 South, Range 12 East of the Willamette Meridian, County of Wasco, State of Oregon.

Parcel 13:

The Southwest quarter of the Northwest quarter and the North half of the Southwest quarter of Section 26, Township 4 South, Range 12 East of the Willamette Meridian, County of Wasco, State of Oregon.

Parcel 14:

All of Section 27 except that portion lying North and West of the County Market Road, Township 4 South, Range 12 East of the Willamette Meridian, County of Wasco, State of Oregon.

Parcel 15:

The West half of the Southwest quarter, the Northeast quarter of the Southwest quarter and Northwest quarter of the Southeast quarter of Section 22; EXCEPTING THEREFROM a tract 12 x 13 - 1/3 rods out of the West half of the Southwest quarter deeded to School District No. 11, Wasco County, Oregon, by deed recorded in Volume J, Page 412, Wasco County Deed Records; ALSO EXCEPTING THEREFROM a parcel in Northeast quarter of the Southeast quarter as described in deed in Book Q, Page 151, Wasco County Deed Records, Township 4 South, Range 12 East of the Willamette Meridian, County of Wasco, State of Oregon.

Parcel 16:

The Northwest quarter of the Northeast quarter, the North half of the Northwest quarter and the Southwest quarter of the Northwest quarter of Section 3; the Northeast quarter, the East half of the Northwest quarter and the Northwest quarter of the Southeast quarter of Section 4, Township 5 South, Range 12 East of the Willamette Meridian, County of Wasco, State of Oregon.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

RECEIVED
NOV 18 2019
OWRD

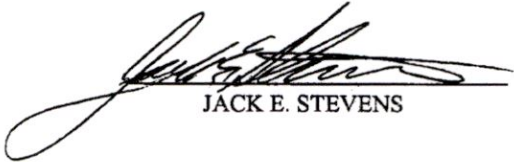
RECEIVED
DEC 09 2019
OWRD

To Have and to Hold the same unto the said grantee and grantee's heirs, successors and assigns forever.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$0.00.

In construing this deed and where the context so requires, the singular includes the plural.

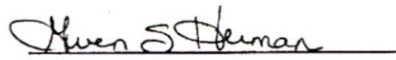
IN WITNESS WHEREOF, the grantor has executed this instrument this 9th day of January, 2004.

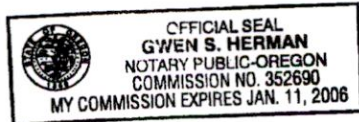

JACK E. STEVENS

STATE OF OREGON)
) ss.
County of Wasco) January 9, 2004.

Personally appeared the above named Jack E. Stevens, and acknowledged the foregoing instrument to be his voluntary act and deed.

BEFORE ME:


Notary Public for Oregon
My commission expires: 1-11-2006



Microfilm No. 20043426

FILED
WASCO COUNTY

2004 JUL -8 A 10:04

KAREN LEBRETON COATS
COUNTY CLERK



White River Ranch

Wade 3 Reservoir

DEC 09 2019

OWRD

Legend



RECEIVED

NOV 18 2019

OWRD

Google Earth

© 2018 Google

P-00704

500 ft



White River Ranch

Pink Palace Reservoir

Legend



INLET FROM DITCH

END OF DAM

6\" pvc PIPE WITH Pump

Rock Cr DIC Ditch

4\" pvc overflow to ditch

END OF DAM

RECEIVED
DEC 09 2019
OWRD

RECEIVED
NOV 18 2019
OWRD

Google Earth

R-20784



500 ft

White River Ranch

20 Acres Reservoir

Legend



END OF DAM

6" PVC outlet
to irrigation
pump

SPILLWAY
20" x 10" PVC

INLET FROM
DITCH TO
RESERVOIR

Rock CR.
Ditch

RECEIVED
NOV 18 2019
OWRD
RECEIVED
DEC 09 2019
OWRD



500 ft

Google Earth

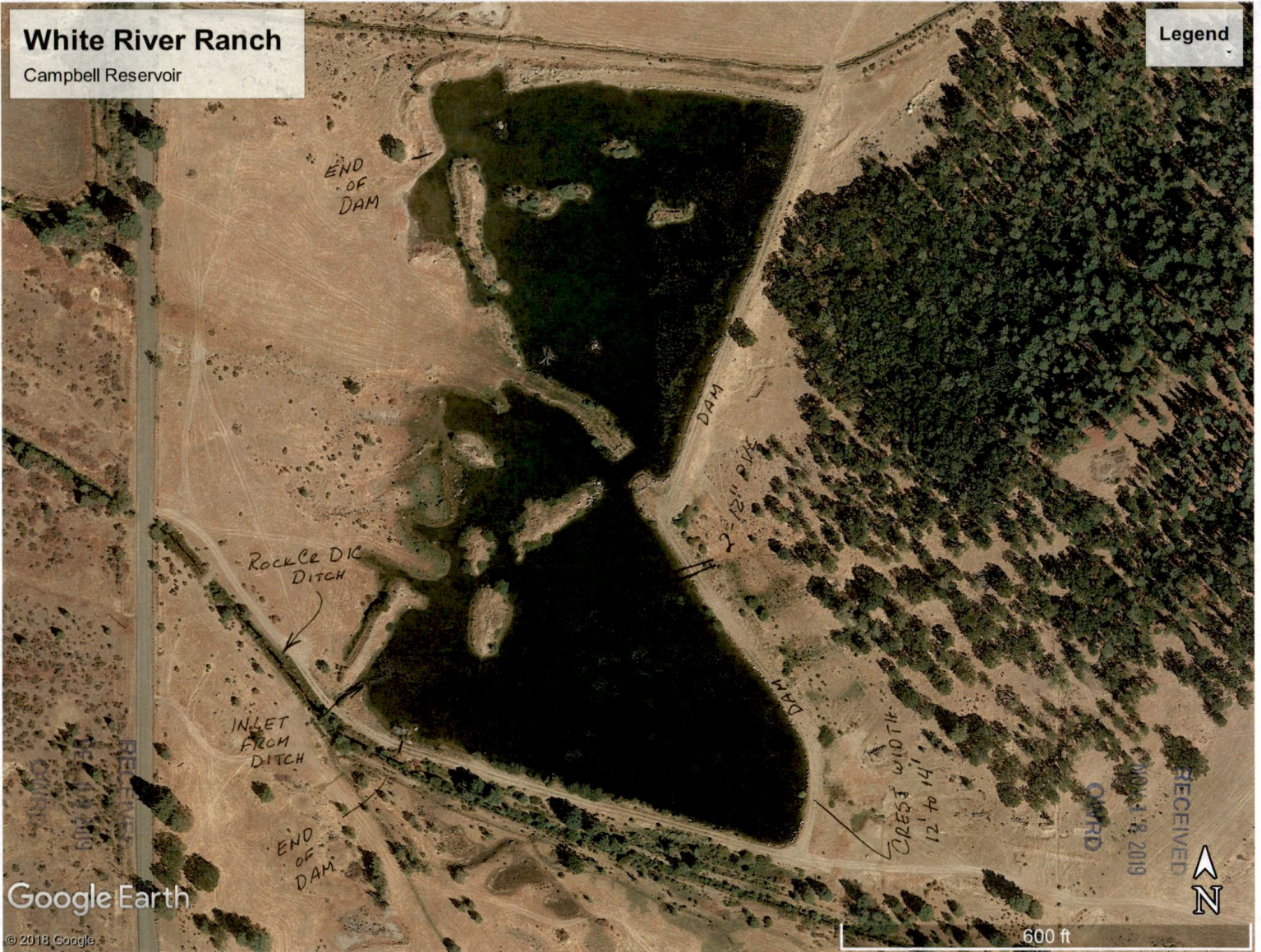
© 2018 Google

P-00704

White River Ranch

Campbell Reservoir

Legend



Google Earth

© 2013 Google

R-00474

600 ft

RECEIVED
NOV 18 2019
N

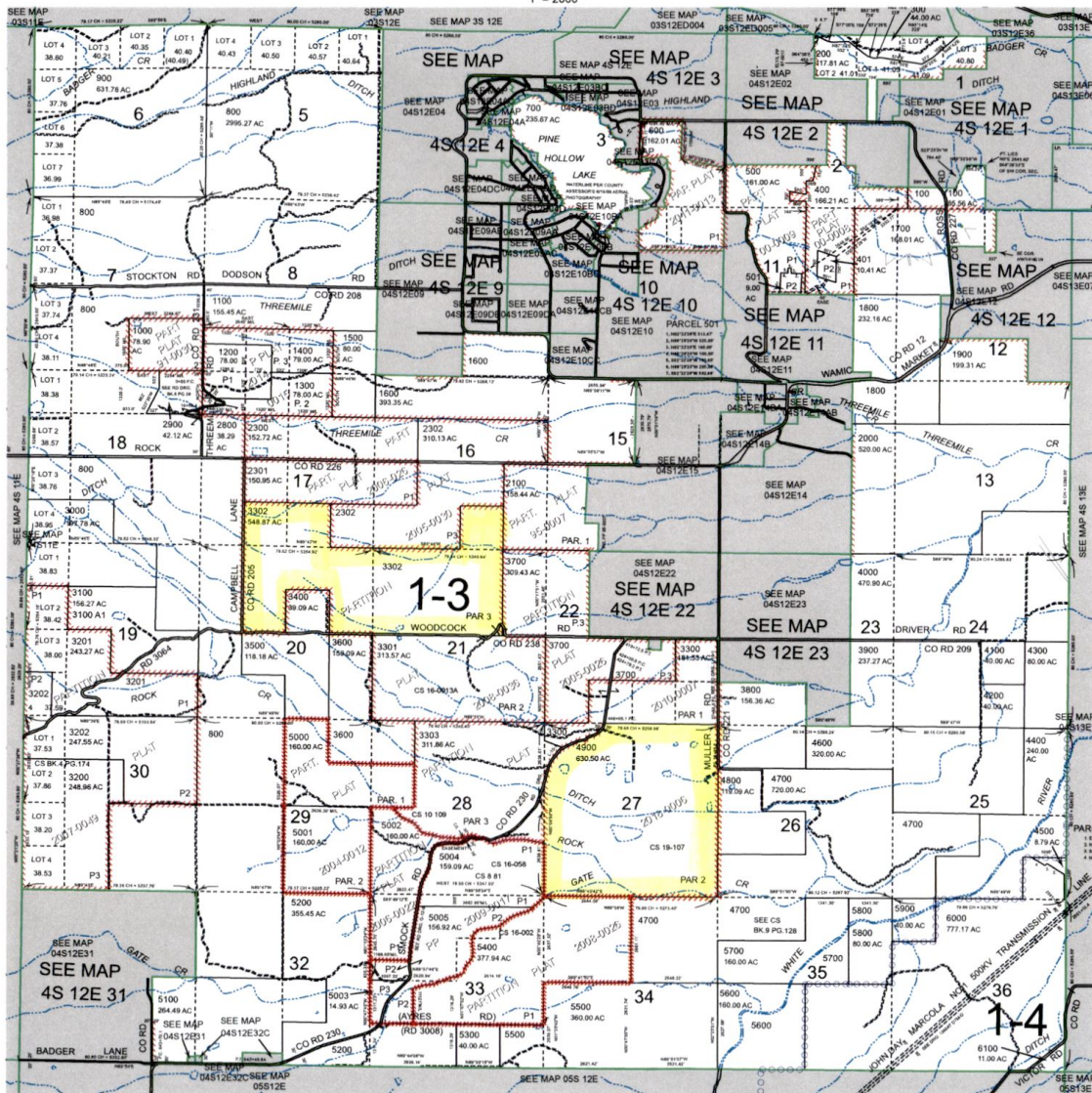
THIS MAP WAS PREPARED FOR ASSESSMENT PURPOSE ONLY

0 480 960 1,920 Feet

T.4S. R.12E. W.M.
WASCO COUNTY
1" = 2000'

04S12E

12/11/2018



CANCELLED

3300
3000
2700
2400
2100
1800
1500
1200
900
600
300
0

RECEIVED
DEC 09 2019
OWRD

RECEIVED
NOV 18 2019
OWRD

04S12E

P-00704

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

RECEIVED

NOV 18 2019

OWRD

NOTE TO APPLICANTS

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

This form is NOT required if:

- 1) Water is to be diverted, partially conveyed, and/or used only on federal lands; **OR**
- 2) The application is for a water right transfer, allocation of conserved water, exchange, permit amendment, or groundwater registration modification, **and all** of the following apply:
 - a) The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
 - b) The application involves a change in place of use only;
 - c) The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; and
 - d) The application involves irrigation water uses only.

RECEIVED

DEC 09 2019

OWRD

NOTE TO LOCAL GOVERNMENTS

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

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

RECEIVED
 NOV 18 2019

Applicant

NAME WHITE RIVER RANCH LLC ATTENTION: JACK STEVENS			PHONE (HM)		
PHONE (WK) 541-993-1030		CELL		FAX	
ADDRESS 56100 SMOCK ROAD					
CITY WAMIC		STATE OR	ZIP 97063	E-MAIL*	

RECEIVED
 DEC 09 2019

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:
						<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	
						<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:

Wasco 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 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: _____ 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 Multi-purpose Reservoirs

Briefly describe:

Filing for water rights with Oregon Water Resources Department on 4 existing reservoirs. The use of water under these requested water rights will be for in-reservoir uses of water.

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.

R-200704

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.

RECEIVED
NOV 18 2019
OWRD

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): _____.
- 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.

RECEIVED
DEC 09 2019
OWRD

NAME	TITLE:	
SIGNATURE	PHONE:	DATE:
GOVERNMENT ENTITY		

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: _____

R-000704

No Land Use Form is required because
the water is diverted on Federal Land.

RECEIVED

DEC 09 2019

OWRD

P-00784



RECEIVED

NOV 18 2019

3775 CRATES WAY
THE DALLES, OR 97058

OWRD

PHONE (541) 296-9177
FAX (541) 296-6657

LETTER OF TRANSMITTAL

TO: Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266

Date 11/14/2019	Work Order # 15487
Attention	
RE:	
Filing Application for Permit to Store Water	
(Standard Review)	

ENCLOSED ARE THE FOLLOWING:

QUANTITY	DESCRIPTION
1	(30 pgs) APPLICATION FOR PERMIT TO STORM WATER WITH LAND USE FORM
1	FEE CALCULATOR
1	(4 pgs) DEED 20043426 TO WHITE RIVER RANCH
3	8-1/2" x 14" color prints—APPLICATION MAPS
1	\$2,620.40 APPLICATION FEE (White River Ranch Check #8754)

RECEIVED

DEC 09 2019

OWRD

THESE ARE TRANSMITTED (as checked below)

- | | | |
|---------------------------------------|--|--|
| <input type="checkbox"/> For approval | <input type="checkbox"/> As requested | <input checked="" type="checkbox"/> Filing/Recording |
| <input type="checkbox"/> For your use | <input type="checkbox"/> Approved as noted | <input type="checkbox"/> For your review & comment |

CHARGES

Remarks:	SF Blueline	
	SF Mylar	
	Xerox	
	Tube, Mailer, Etc.	
	P & H	
	TOTAL	

PICKED UP BY:
DELIVERED BY:
COPY TO: White River Ranch

BY: Larry M. Toll, CWRE

If enclosures are not as noted, please notify us at once.

R- 80704



Oregon

Kate Brown, Governor

Water Resources Department

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

November 25, 2019

White River Ranch LLC
Attn: Jack Stevens
56100 Smock Road
Wamic OR 97063

SEE BACK

RECEIVED

DEC 09 2019

OWRD

Re: Reservoir Application for White River Ranch LLC

Dear Applicant:

The Water Resources Department has received your application for a permit to store water in a reservoir. At this time, however, we are unable to accept your application because the minimum filing requirements have not been met according to the Oregon Administrative Rules (OAR 690-310-0040 and 0050).

We are therefore returning the incomplete application and fees. You may resubmit the application with the additional required information and fees noted on the reverse side of this letter.

Should you have any questions, please contact Water Right Customer Service at 503-986-0810.

Sincerely,

Judy Ferrell
Water Rights Customer Service

Cc: OWRD Fiscal (check # 8754)

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



Application Completeness Checklist

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

Please submit the following information;

- A **completed** Land-Use Form or receipt signed and dated by the appropriate planning department officials. *Please be certain that the Land-Use form lists all lands involved under Section A and all uses proposed. Date of signature must be within the past 12 months.*

No
LAND USE
FORM IS REQUIRED
AS WATER IS DIVERTED
ON FEDERAL LAND. I FORGOT
THE PAGE THAT IDENTIFIED
THAT.



Oregon Water Resources Department
Standard Reservoir Application

- [Main](#)
- [Help](#)
- [Return](#)
- [Contact Us](#)

Today's Date: Friday, December 13, 2019

Base Application Fee.		\$930.00
Number of acre feet to be diverted for Storage.	61.1	\$750.40
Number of reservoirs.	4	\$420.00
Subtotal:		\$2,100.40
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		\$2,620.40

↑
JP

P-00704



Oregon Water Resources Department
Standard Reservoir Application

- [Main](#)
- [Help](#)
- [Return](#)
- [Contact Us](#)

Today's Date: Thursday, November 7, 2019

Base Application Fee.		\$930.00
Number of acre feet to be diverted for Storage.	61.1	\$750.40
Number of reservoirs.	4	\$420.00
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		\$2,620.40

OWRD Fee Schedule

Fee Calculator Version: B20170117

RECEIVED
NOV 18 2019
OWRD

RECEIVED
DEC 09 2019
OWRD

P-00704



Oregon
Kate Brown, Governor

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

December 16, 2019

Dear Applicant:

The Oregon Water Resources Department has received your application to store water in a reservoir under the Standard Review process. Your application has been assigned file number **R-88784**. 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: elisabeth.a.graham@oregon.gov

A description of the steps that are used for processing an application to stored water in a reservoir are shown on the reverse side of this letter. Also included with this letter is a form to be completed by the Department of State Lands to determine if wetlands or other regulated water bodies (such as creeks) are in the project area.

The Department's goal is to process applications within statutory deadlines. The first step in the standard process is generate an Initial Review, which summarizes the Department's preliminary determinations. Reservoir 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.

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

Encl. - DSL Wetland Offsite Form

Water-Use Permit Application Processing Steps
Oregon Water Resources Department

Standard Review Process for a Reservoir 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. 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.