

# Application for Water Right Consent by Deeded Landowner



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

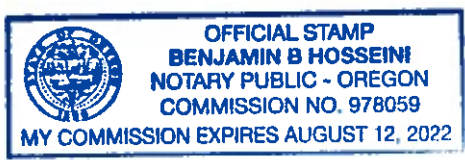
State of Oregon )  
County of Washington )ss

James A. & Lori J. Johnson Family Trust in our capacity as landowner,  
mailing address 15882 NW Mead Lane, North Plains, OR, 97133,  
telephone number 503-803-5754, duly sworn depose and say that we  
consent to the proposed Application to Store Water in Reservoirs (Standard Review)  
on our land described in an application submitted by Johnson Livestock, LLC,  
on the property in tax lot numbers 3301 in Section 21 & 3303 in Section 28, Township 4  
South, Range 12 East W.M., located between Woodcock Road and Smock Road.

Lori J. Johnson  
[Signature]  
Signature of Affiant  
James Johnson  
[Signature]  
Signature of Affiant

2/28/2020  
Date  
2/25/2020  
Date

Subscribed and Sworn to before me this 28<sup>th</sup> day of February, 2020.



[Signature]  
Notary Public for Oregon

My commission expires 08/12/2022

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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			PHONE (HM)
PHONE (WK)	CELL		FAX
ADDRESS			
CITY	STATE	ZIP	E-MAIL *

**Organization**

NAME Johnson Livestock, LLC Attn: Brendon Johnson			PHONE 541-993-3843	FAX
ADDRESS 79681 Woodcock Road			CELL	
CITY Wamic	STATE OR	ZIP 97063	E-MAIL * brendon.m.johnson@gmail.com	

**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 final order documents will also be mailed.)

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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.



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

	Chris Johnson Owner	2/28/2020
Applicant Signature	Print Name and Title if applicable	Date
Applicant Signature	Print Name and Title if applicable	Date

For Department Use: App. Number: R-88813

**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. **but the portion not on our property is the Rock Creek DIC system**
- 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. **but the portion not on our property is the Rock Creek DIC system which diverts water on federal land and a portion of the delivery system is on federal land.**

**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 rights that date back to the 1870s.

**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.

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**SECTION 3: SOURCE OF WATER**

**A. Reservoir Name:** 1 (Pierce)

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

- 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: Rock Creek DIC ditch

**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/](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.

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**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:

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Store Water — Page 4

Rev. 06-18

For Department Use: App. Number: R-88813

## MIDDLETON Cory M \* WRD

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**From:** Brendon Johnson <brendon.m.johnson@gmail.com>  
**Sent:** Thursday, March 05, 2020 4:21 PM  
**To:** MIDDLETON Cory M \* WRD  
**Subject:** Re: OWRD  
**Attachments:** image001.jpg

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

The uses are stock water, recreation, fish and wildlife habitat, esthetic, irrigation

On Thu, Mar 5, 2020, 4:09 PM MIDDLETON Cory M \* WRD <[Cory.M.Middleton@oregon.gov](mailto:Cory.M.Middleton@oregon.gov)> wrote:

Hello,

As per our conversation, the department is requesting a list of all the uses you plan on using out of these reservoirs. These will be the only uses these reservoirs will be allowed, so don't limit yourself. Please write back with the uses you plan on using out of the reservoir. I have attached the Land Use form that was submitted with the application as a reference.

Thank you, Cory Middleton

Customer Service Representative

Oregon Water Resources Department

725 Summer St. NE Suite A

Salem, OR 97301

503-986-0801



Integrity | Service | Technical Excellence | Teamwork | Forward-Looking

**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) The use of the impounded water will be: Multiple Purpose for stored water.
- b) The amount of water to be stored is: 8 acre-feet.
- c) The area submerged by the reservoir, when filled, will be 4.3 acres.

**SECTION 6: DAM HEIGHT AND COMPOSITION**

The maximum height of the structure will be 15 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 (**1170 feet**), 3) crest width (**10 feet to 12 feet**), 4) surface area and 5) preliminary fish passage design (**None**). See Attached aerial photo for Reservoir #1.

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

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**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.*  
**10" pipe about 250' from the right end of dam, also a 12" pipe about 550' from the right end of dam.**
- b) How and when will the outlet be operated?  
**There are downstream valves and are operated when maintenance is needed on reservoir**
- 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 off channel**

**SECTION 8: EMERGENCY SPILLWAY**

- a) Describe the location and the dimensions of the spillway channel.  
**12" pipe and a 10' wide channel. The 12" pipe would drain water first but if the water was rising faster than the 12" pipe could handle then the water would flow out a natural lay of the land area near the 12" pipe.**
- b) How will the emergency spillway be designed to prevent erosion?  
**The 10' wide channel is grass covered to prevent erosion**
- 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?)  
**Unknown**

**SECTION 9: WATER QUALITY**

- a) Describe how the reservoir will be managed to maintain water quality in the reservoir and downstream.  
**Reservoir is off channel so water flow can be shut off at ditch diversion to keep from overflowing. Water from Rock Creek DIC will be used for irrigation during the irrigation season. This mixing of water will help maintain water quality.**
- b) Describe how the perimeter of the reservoir will be buffered to limit nutrient and bacteria contamination.  
**Vegetative cover on land surrounding pond will capture some nutrient and bacteria contamination. Pond is used for irrigation within Rock Creek DIC.**
- c) Describe how annual maintenance of the reservoir will be accomplished without discharging contaminated water instream.  
**Any removal of silt from the pond will have the silt spread on adjacent farm land rather than discharging down gradient.**

**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: Complete

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





acct# 10918

COMMLEGALTEXT

T4S R12E WM  
SEC 15: S1/2 320.00  
SEC 16: E1/2 SE1/4 80.00 400.00  
EXC: CO RD -6.37 100 475 393.63  
C 12-09-68 68-2084  
BS 11-20-75 75-2622  
WD 11-20-75 75-2621  
MORT 11-20-75 75-2627  
WD 12-11-75 75-2799  
C 08-01-79 79-1757  
AMEND/C 07-01-80 80-1563  
WD 08-23-82 82-1642  
ALSO: CO RD +6.37 04-13-95 400.00  
REVISED DESC  
PARTITION PLAT 95-0007  
PARCEL 1 2 & 3  
EXC: PARCEL 4701 (PAR 1) 160.19 04-13-95 239.81  
EXC: PARCEL 4702 (PAR 3) 160.00 04-13-95 79.81  
ACRE CORRECTION + 0.24 04-13-95 80.05  
EXC: CO RD - 0.96 04-13-96 79.09  
CC 10-01-96 P#94-47  
PR 10-01-96 96-3905  
WD 10-01-96 96-3906  
QC 10-02-02 2002-5035  
WD 03-12-14 2014-000148

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acc# 15655

COMMLEGALTEXT

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PARTITION PLAT 95-0007

PARCEL 1

EXC: COUNTY RDS -1.75

04-13-95

160.19

04-13-95

158.44

CC 10-01-96 P#94-47

PR 10-01-96 96-3905

WD 10-01-96 96-3906

QC 10-02-02 2002-5035

WD 03-12-14 2014-000148

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acct# 15656

COMMLEGALTEXT

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PARTITION PLAT 95-0007

PARCEL 3

EXC: COUNTY RDS

-3.66

04-13-95

160.00

04-13-95

156.34

CC 10-01-96 P#94-47

PR 10-01-96 96-3905

WD 09-23-97 97-3370

QC 10-02-02 2002-5035

WD 03-12-14 2014-000148

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acct # 17609

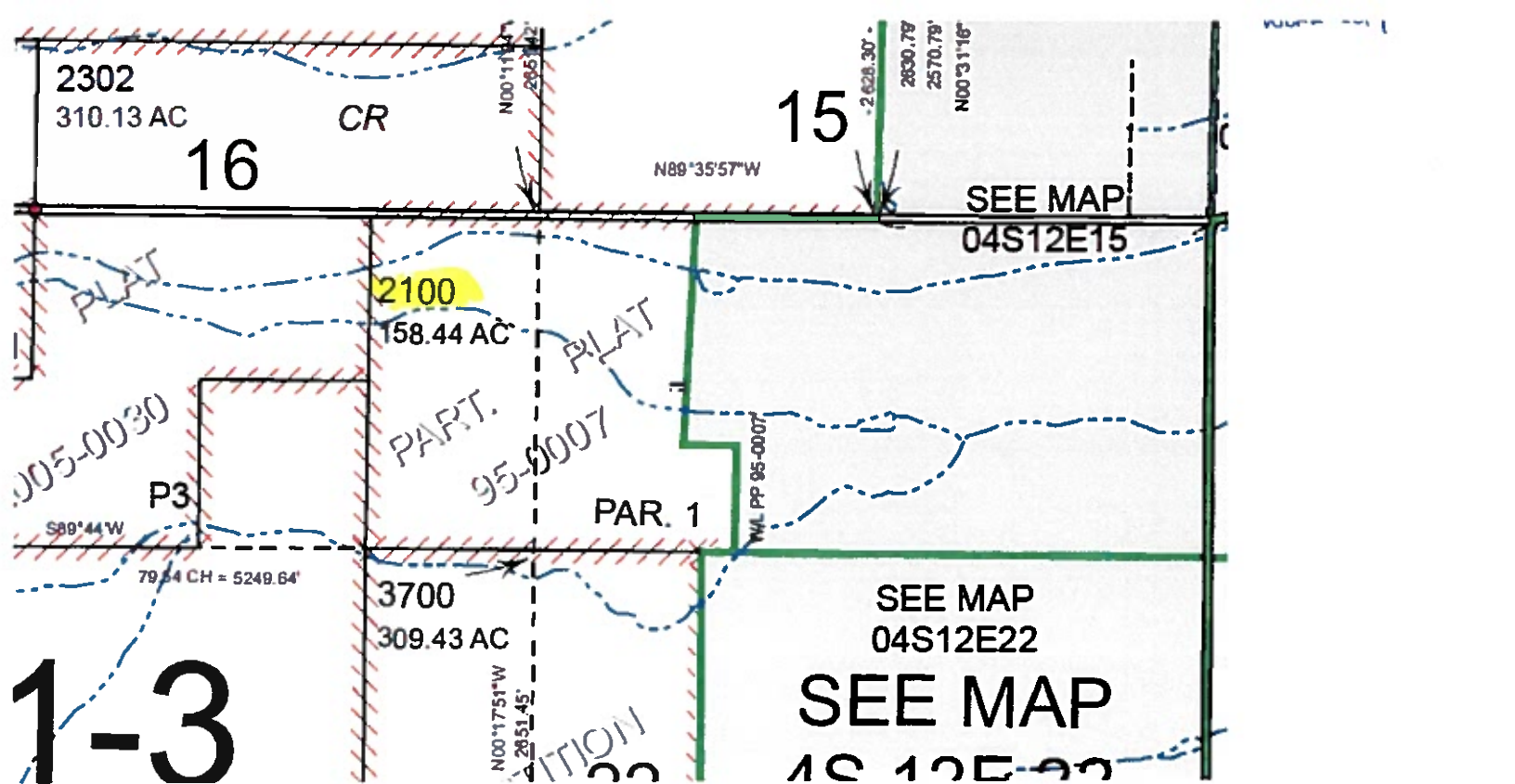
COMMLEGALTEXT

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PARTITION PLAT 2008-0036 PP 02-12-09 2008-4922 318.06  
PARCEL 2  
EXC: WOODCOCK RD -4.49 313.57  
SURVEY 16-013 A&B  
(SLIDE D-70A)  
WD 03-18-09 2008-005136  
WD 05-14-18 2018-000867

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QWRD





A. Reservoir Name: 2 (Lower Duckshack)

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

- 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: Rock Creek DIC ditch

#### 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/](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.

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**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:

For Department Use: App. Number: R-B8813

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**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**

- d) The use of the impounded water will be: Multiple Purpose
- e) The amount of water to be stored is: 8.1 acre-feet.
- f) The area submerged by the reservoir, when filled, will be 2.7 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 (**330 feet**), 3) crest width (**10 feet**), 4) surface area and 5) preliminary fish passage design (**None. See attached aerial photo for Reservoir #2.**)

*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**

- 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.*  
**No outlet**
- e) How and when will the outlet be operated?  
**NA**
- 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**

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**SECTION 8: EMERGENCY SPILLWAY**

- d) Describe the location and the dimensions of the spillway channel.  
36" culvert 135' from the right of dam and a 64 feet wide and 2 feet deep channel near left end of dam,
- e) How will the emergency spillway be designed to prevent erosion?  
grass covered channel
- 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?)  
Unknown

**SECTION 9: WATER QUALITY**

- d) Describe how the reservoir will be managed to maintain water quality in the reservoir and downstream.  
**Reservoir is off channel so water flow can be shut off at ditch diversion to keep from overflowing. Water from Rock Creek DIC will be used for irrigation during the irrigation season. This mixing of water of water will help maintain water quality.**
- e) Describe how the perimeter of the reservoir will be buffered to limit nutrient and bacteria contamination.  
**Vegetative cover on land surrounding pond will capture some nutrient and bacteria contamination. Pond is used for irrigation within Rock Creek DIC.**
- f) Describe how annual maintenance of the reservoir will be accomplished without discharging contaminated water instream.  
**Any removal of silt from the pond will have the silt spread on adjacent farm land rather than discharging down gradient.**

**SECTION 10: PROJECT SCHEDULE (List Month and Year)**

- d) Proposed date construction work will begin: Complete  
(Fish passage approval is necessary prior to construction.)
- e) Proposed date construction work will be completed: Complete
- f) Proposed date water use will be completed: Complete

**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

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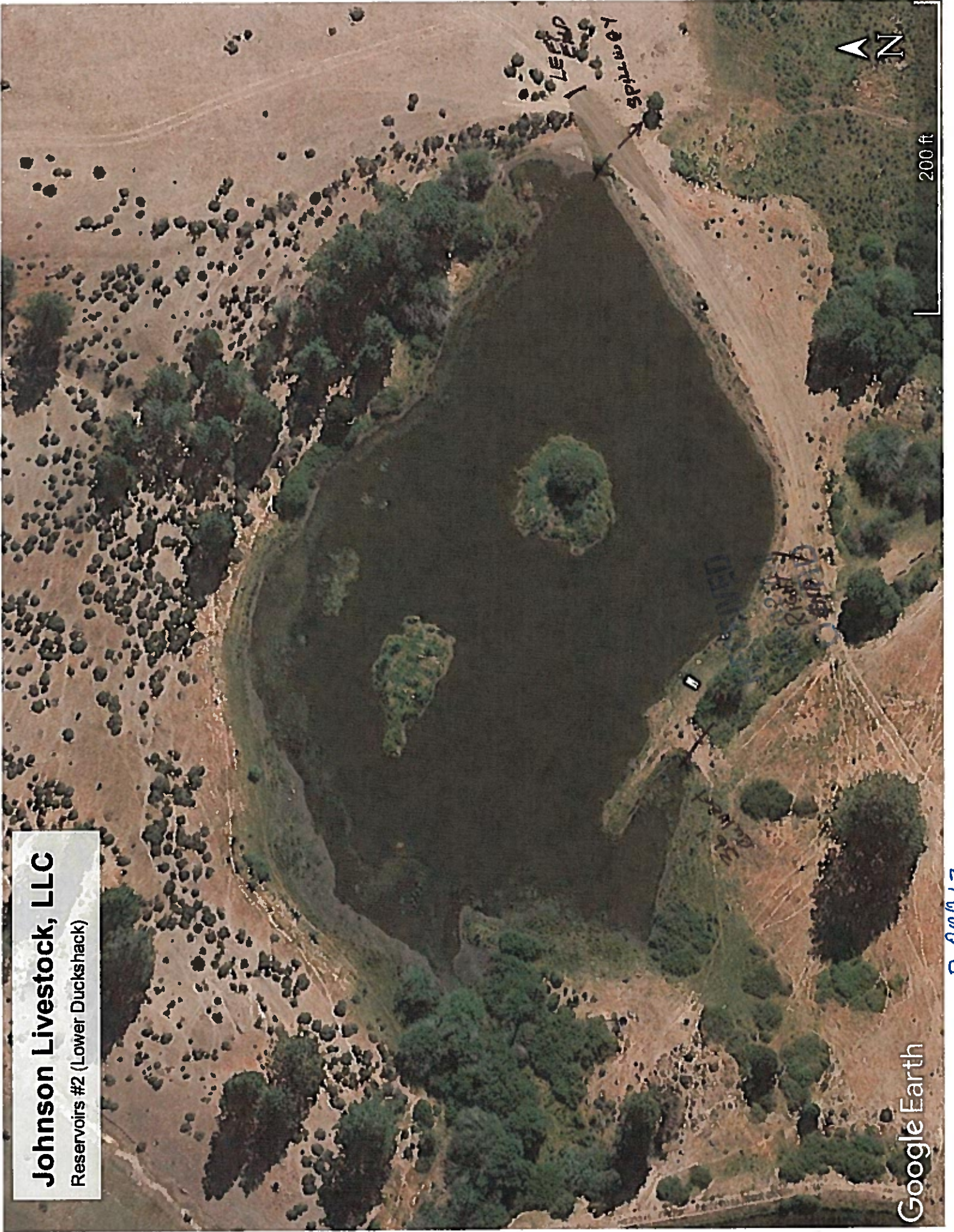
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For Department Use: App. Number: R-88813

# Johnson Livestock, LLC

Reservoirs #2 (Lower Duckshack)



**A. Reservoir Name:** 3 (Duckshack North)

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

- 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: Rock Creek DIC ditch

**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/](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.

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**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:

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For Department Use: App. Number: 28813

**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**

- g) The use of the impounded water will be: Multiple Purpose for stored water
- h) The amount of water to be stored is: 8.9 acre-feet.
- i) The area submerged by the reservoir, when filled, will be 2.3 acres.

**SECTION 6: DAM HEIGHT AND COMPOSITION**

The maximum height of the structure will be 10 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 (440 feet), 3) crest width (10 to 12 feet), 4) surface area and 5) preliminary fish passage design (None. See attached aerial photo for Reservoir #3).

*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**

- 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.*  
No outlet
- h) How and when will the outlet be operated?
- 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*

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**SECTION 8: EMERGENCY SPILLWAY**

- g) Describe the location and the dimensions of the spillway channel.  
49" X 33" oblong culvert near left end of dam. A 24" culvert near right end of dam that allows water to flow both ways between Reservoir #3 and Reservoir #4.
- h) How will the emergency spillway be designed to prevent erosion?  
vegetation covers channel
- 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?)  
Unknown

**SECTION 9: WATER QUALITY**

- g) Describe how the reservoir will be managed to maintain water quality in the reservoir and downstream.  
**Reservoir is off channel so water flow can be shut off at ditch diversion to keep from overflowing. Water from Rock Creek DIC will be used for irrigation during the irrigation season. This mixing of water of water will help maintain water quality.**
- h) Describe how the perimeter of the reservoir will be buffered to limit nutrient and bacteria contamination.  
**Vegetative cover on land surrounding pond will capture some nutrient and bacteria contamination. Pond is used for irrigation within Rock Creek DIC.**
- i) Describe how annual maintenance of the reservoir will be accomplished without discharging contaminated water instream.  
**Any removal of silt from the pond will have the silt spread on adjacent farm land rather than discharging down gradient**

**SECTION 10: PROJECT SCHEDULE (List Month and Year)**

- g) Proposed date construction work will begin: Complete  
(Fish passage approval is necessary prior to construction.)
- h) Proposed date construction work will be completed: Complete
- i) Proposed date water use will be completed: Complete

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**SECTION 11: WITHIN A DISTRICT**

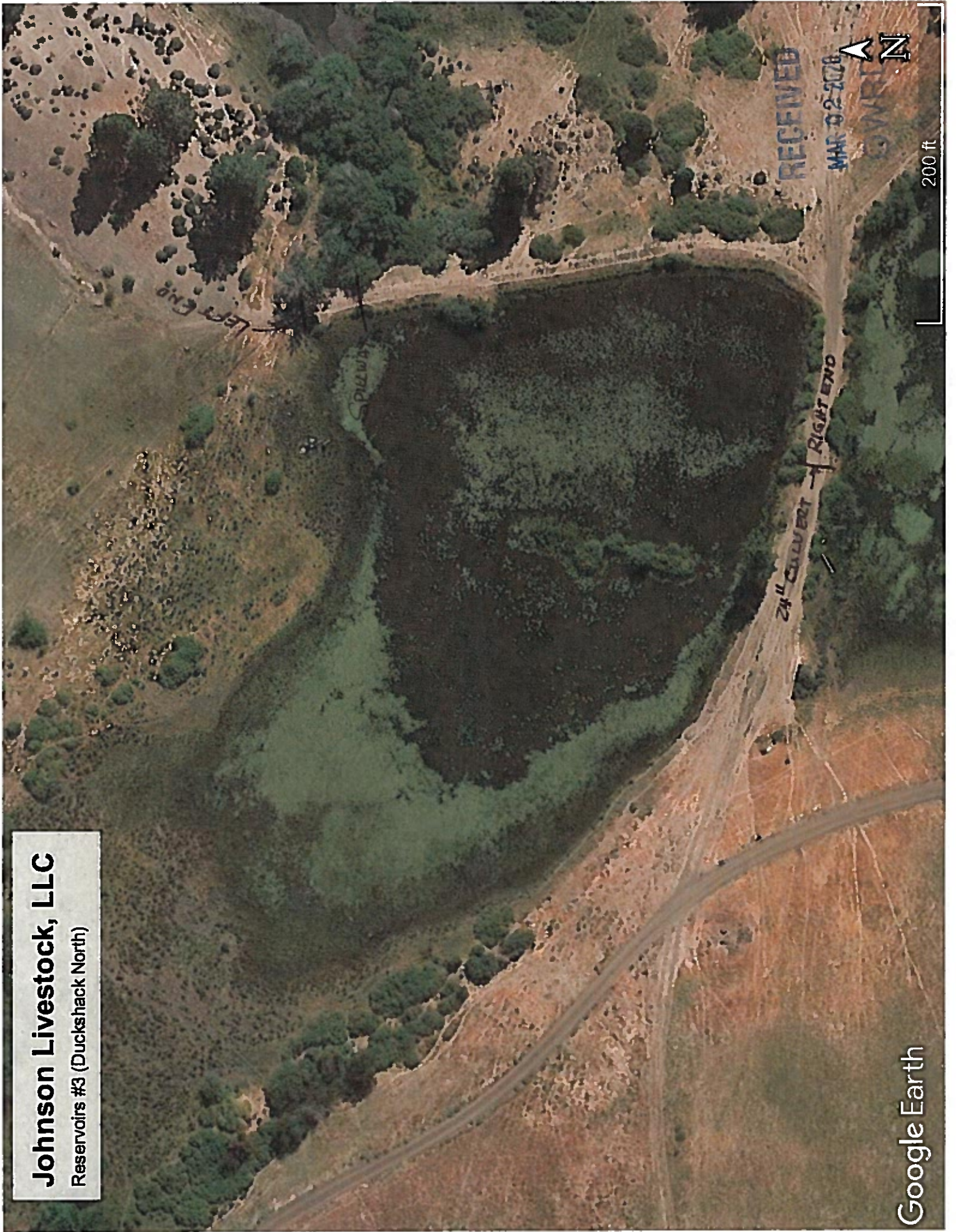
Check here if the point of diversion or place of use are located within or are served by an irrigation or other water district.

Irrigation District Name Rock Creek District Improvement Company	Address PO Box 91	
City Wamic	State OR	Zip 97063



**Johnson Livestock, LLC**

Reservoirs #3 (Duckshack North)



Google Earth

R-88813

A. Reservoir Name: 4 (Duckshack South)

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

- 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: Rock Creek DIC ditch

#### 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/](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.

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For Department Use: App. Number: R-88813

**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:

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**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**

- j) The use of the impounded water will be: Multiple Purpose for stored water
- k) The amount of water to be stored is: 8 acre-feet.
- l) The area submerged by the reservoir, when filled, will be 2.7 acres.

**SECTION 6: DAM HEIGHT AND COMPOSITION**

The maximum height of the structure will be 12 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 (580 feet), 3) crest width (10' to 12'), 4) surface area and 5) preliminary fish passage design(None. See attached aerial photo for Reservoir #4).

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

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**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.*  
12" pipe 70' from the right end of dam
- k) How and when will the outlet be operated?  
When maintenance is required
- 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

**SECTION 8: EMERGENCY SPILLWAY**

- j) Describe the location and the dimensions of the spillway channel.  
12' wide spillway at right end of dam. A 24" culvert near left end of dam that allows water to flow both ways between Reservoir #3 and Reservoir #4.
- k) How will the emergency spillway be designed to prevent erosion?  
channel is made of pit run gravel that is packed
- 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?)  
Unknown

**SECTION 9: WATER QUALITY**

- j) Describe how the reservoir will be managed to maintain water quality in the reservoir and downstream.  
**Reservoir is off channel so water flow can be shut off at ditch diversion to keep from overflowing. Water from Rock Creek DIC will be used for irrigation during the irrigation season. This mixing of water of water will help maintain water quality.**
- k) Describe how the perimeter of the reservoir will be buffered to limit nutrient and bacteria contamination.  
**Vegetative cover on land surrounding pond will capture some nutrient and bacteria contamination. Pond is used for irrigation within Rock Creek DIC.**
- l) Describe how annual maintenance of the reservoir will be accomplished without discharging contaminated water instream.  
**Any removal of silt from the pond will have the silt spread on adjacent farm land rather than discharging down gradient**

**SECTION 10: PROJECT SCHEDULE (List Month and Year)**

- j) Proposed date construction work will begin: Complete  
(Fish passage approval is necessary prior to construction.)
- k) Proposed date construction work will be completed: Complete
- l) Proposed date water use will be completed: Complete

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**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		Address	
Rock Creek District Improvement Company		PO Box 91	
City	State	Zip	
Wamic	OR	97063	

**Johnson Livestock, LLC**

Reservoirs #4 (Duckshack South)

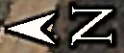
24" CURB

LEFT END

OUTLET

RIGHT END

SPILLWAY



200 ft

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A. Reservoir Name: 5 (Upper Duckshack)

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

- 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: Rock Creek DIC ditch

**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\\_trsqg\\_features/](https://apps.wrd.state.or.us/apps/misc/lkp_trsqg_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.

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Rev. 06-18

For Department Use: App. Number: R-88813

**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:

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Rev. 06-18

For Department Use: App. Number: R-88813



**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**

- m) The use of the impounded water will be: Multiple Purpose for stored water
- n) The amount of water to be stored is: 5.7 acre-feet.
- o) The area submerged by the reservoir, when filled, will be 1.3 acres.

**SECTION 6: DAM HEIGHT AND COMPOSITION**

The maximum height of the structure will be 11 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 (220 feet), 3) crest width (10 feet to 12 feet), 4) surface area and 5) preliminary fish passage design (None. See attached aerial photo for Reservoir #5).

*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**

- m) 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.*  
12" outlet pipe near the center of the dam
- n) How and when will the outlet be operated?  
When maintenance of the reservoir is required.
- o) 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

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**SECTION 8: EMERGENCY SPILLWAY**

- m) Describe the location and the dimensions of the spillway channel.  
a 54" x 38" oblong culvert at right end of dam
- n) How will the emergency spillway be designed to prevent erosion?  
vegetative cover on the channel
- o) 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?)  
Unknown

**SECTION 9: WATER QUALITY**

- m) Describe how the reservoir will be managed to maintain water quality in the reservoir and downstream.  
**Reservoir is off channel so water flow can be shut off at ditch diversion to keep from overflowing. Water from Rock Creek DIC will be used for irrigation during the irrigation season. This mixing of water of water will help maintain water quality.**
- n) Describe how the perimeter of the reservoir will be buffered to limit nutrient and bacteria contamination.  
**Vegetative cover on land surrounding pond will capture some nutrient and bacteria contamination. Pond is used for irrigation within Rock Creek DIC so nutrient or bacterial build up will likely be put on land as irrigation water.**
- o) Describe how annual maintenance of the reservoir will be accomplished without discharging contaminated water instream.  
**First of all this is off-channel so discharge does not go directly into a stream. Any removal of silt from the pond will have the silt spread on adjacent farm land rather than discharging down gradient.**

**SECTION 10: PROJECT SCHEDULE (List Month and Year)**

- m) Proposed date construction work will begin: Complete  
(Fish passage approval is necessary prior to construction.)
- n) Proposed date construction work will be completed: Complete
- o) Proposed date water use will be completed: Complete

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**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

**Johnson Livestock, LLC**

Reservoirs #5 (Upper Duckshack)



D-24812

A. Reservoir Name: 6 (Woods)

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

- 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: Rock Creek DIC ditch

#### 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/](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.

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**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.

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**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**

- p) The use of the impounded water will be: Multiple Purpose for stored water
- q) The amount of water to be stored is: 8.5 acre-feet.
- r) The area submerged by the reservoir, when filled, will be 1.3 acres.

**SECTION 6: DAM HEIGHT AND COMPOSITION**

The maximum height of the structure will be 16 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 (**200 feet**), 3) crest width (**10 feet**), 4) surface area and 5) preliminary fish passage design (**None. See attached aerial photo for Reservoir #6**).

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

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**SECTION 7: PRIMARY OUTLET WORKS**

- p) 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.*  
12" outlet pipe about 73 feet from right end of dam
- q) How and when will the outlet be operated?  
when maintenance is required on dam.
- r) 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*

**SECTION 8: EMERGENCY SPILLWAY**

- p) Describe the location and the dimensions of the spillway channel.  
Right end of dam is 2 Oblong culverts (49" x 33"). One is installed 9" above the other.
- q) How will the emergency spillway be designed to prevent erosion?  
Spillway channel is rock lined
- r) 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?)  
Unknown

**SECTION 9: WATER QUALITY**

- p) Describe how the reservoir will be managed to maintain water quality in the reservoir and downstream.  
**Reservoir is off channel so water flow can be shut off at ditch diversion to keep from overflowing. Water from Rock Creek DIC will be used for irrigation during the irrigation season. This mixing of water of water will help maintain water quality.**
- q) Describe how the perimeter of the reservoir will be buffered to limit nutrient and bacteria contamination.  
**Vegetative cover on land surrounding pond will capture some nutrient and bacteria contamination. Pond is used for irrigation within Rock Creek DIC so nutrient or bacterial build up will likely be put on land as irrigation water.**
- r) Describe how annual maintenance of the reservoir will be accomplished without discharging contaminated water instream.  
**First of all this is off-channel so discharge does not go directly into a stream. Any removal of silt from the pond will have the silt spread on adjacent farm land rather than discharging down gradient.**

**SECTION 10: PROJECT SCHEDULE (List Month and Year)**

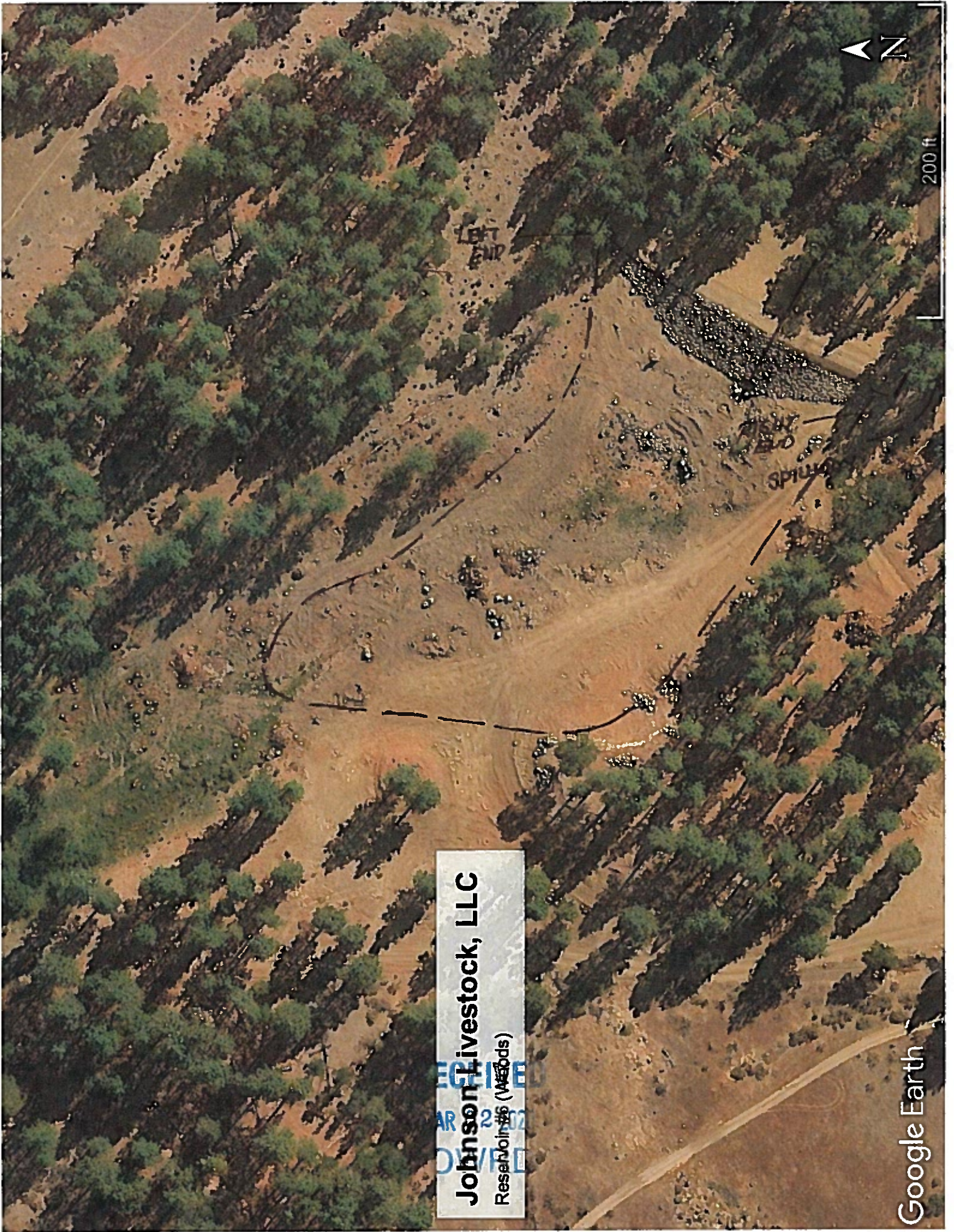
- p) Proposed date construction work will begin: Complete  
(Fish passage approval is necessary prior to construction.)
- q) Proposed date construction work will be completed: Complete
- r) Proposed date water use will be completed: Complete

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**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



**Johnson Livestock, LLC**  
Reservoir #6 (WeBods)

Google Earth

R-08813



A. Reservoir Name: 7 (Flood Field)

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

- 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: Rock Creek DIC ditch

#### 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/](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.

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For Department Use: App. Number: R-88813

**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:

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Store Water — Page 28

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For Department Use: App. Number: R-88813

**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**

- s) The use of the impounded water will be: Multiple Purpose for stored water
- t) The amount of water to be stored is: 0.7 acre-feet.
- u) The area submerged by the reservoir, when filled, will be 0.6 acres.

**SECTION 6: DAM HEIGHT AND COMPOSITION**

The maximum height of the structure will be 5 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 (**650 feet**), 3) crest width (**10 feet to 12 feet**), 4) surface area and 5) preliminary fish passage design (**None. See attached aerial photo for Reservoir #7**).

*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**

- s) 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.*  
12" outlet pipe on east side of reservoir
- t) How and when will the outlet be operated?  
Used for maintenance of reservoir
- u) 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*

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**SECTION 8: EMERGENCY SPILLWAY**

- s) Describe the location and the dimensions of the spillway channel.  
24" culvert on east side of reservoir
- t) How will the emergency spillway be designed to prevent erosion?  
vegetative cover in the channel
- u) 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?)  
Unknown

**SECTION 9: WATER QUALITY**

- s) Describe how the reservoir will be managed to maintain water quality in the reservoir and downstream.  
**Reservoir is off channel so water flow can be shut off at ditch diversion to keep from overflowing. Water from Rock Creek DIC will be used for irrigation during the irrigation season. This mixing of water of water will help maintain water quality.**
- t) Describe how the perimeter of the reservoir will be buffered to limit nutrient and bacteria contamination.  
**Vegetative cover on land surrounding pond will capture some nutrient and bacteria contamination. Pond is used for irrigation within Rock Creek DIC so nutrient or bacterial build up will likely be put on land as irrigation water.**
- u) Describe how annual maintenance of the reservoir will be accomplished without discharging contaminated water instream.  
**First of all this is off-channel so discharge does not go directly into a stream. Any removal of silt from the pond will have the silt spread on adjacent farm land rather than discharging down gradient.**

**SECTION 10: PROJECT SCHEDULE (List Month and Year)**

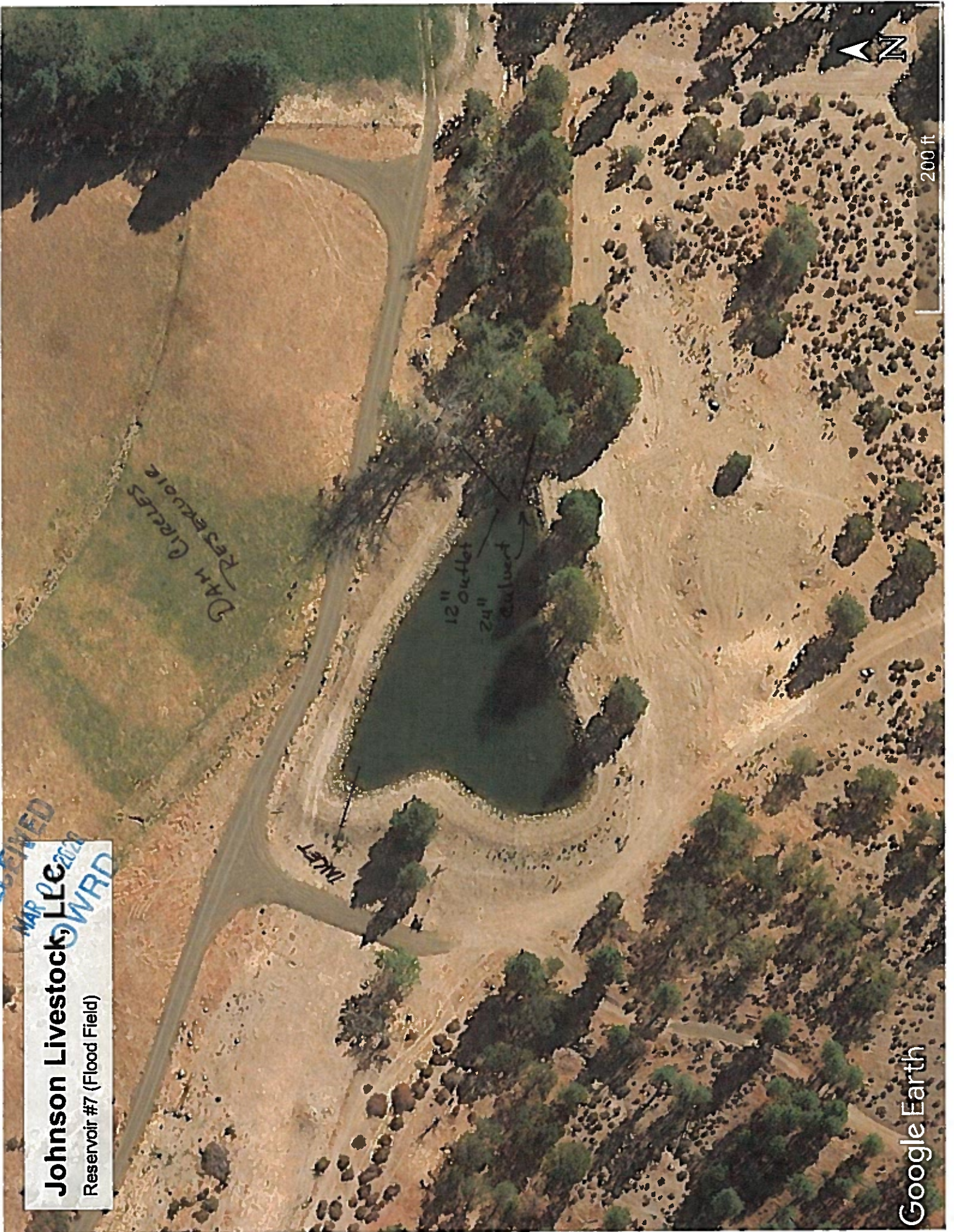
- s) Proposed date construction work will begin: Complete  
(Fish passage approval is necessary prior to construction.)
- t) Proposed date construction work will be completed: Complete
- u) Proposed date water use will be completed: Complete

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**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



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**Johnson Livestock, LLC**  
Reservoir #7 (Flood Field)

Google Earth

200 ft

R-88813

A. Reservoir Name: 8 (Grey Hill)

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

- 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: Rock Creek DIC ditch

#### 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/](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.

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For Department Use: App. Number: R-89813

**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:

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For Department Use: App. Number: R-88813

**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**

- v) The use of the impounded water will be: Multiple Purpose for stored water
- w) The amount of water to be stored is: 2.7 acre-feet.
- x) The area submerged by the reservoir, when filled, will be 0.8 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 (335 feet), 3) crest width (10 feet to 12 feet), 4) surface area and 5) preliminary fish passage design (None. See attached aerial photo for Reservoir #8).

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

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**MAR 02 2020**  
**OWRD**

**SECTION 7: PRIMARY OUTLET WORKS**

- v) 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.*  
12" outlet 40 feet from the right end of dam.
- w) How and when will the outlet be operated?  
used for maintenance of reservoir
- x) 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



**SECTION 8: EMERGENCY SPILLWAY**

- v) Describe the location and the dimensions of the spillway channel.  
6" pipe on southerly side of reservoir. Outflow returns to Rock Creek DIC ditch.
- w) How will the emergency spillway be designed to prevent erosion?  
No real work has been done here as water comes out of the ditch and, if overflow, is returned to the ditch.
- x) 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?)  
Unknown

**SECTION 9: WATER QUALITY**

- v) Describe how the reservoir will be managed to maintain water quality in the reservoir and downstream.  
**Reservoir is off channel so water flow can be shut off at ditch diversion to keep from overflowing. Water from Rock Creek DIC will be used for irrigation during the irrigation season. This mixing of water of water will help maintain water quality.**
- w) Describe how the perimeter of the reservoir will be buffered to limit nutrient and bacteria contamination.  
**Vegetative cover on land surrounding pond will capture some nutrient and bacteria contamination. Pond is used for irrigation within Rock Creek DIC.**
- x) Describe how annual maintenance of the reservoir will be accomplished without discharging contaminated water instream.  
**First of all this is off-channel so discharge does not go directly into a stream. Any removal of silt from the pond will have the silt spread on adjacent farm land rather than discharging down gradient.**

**SECTION 10: PROJECT SCHEDULE (List Month and Year)**

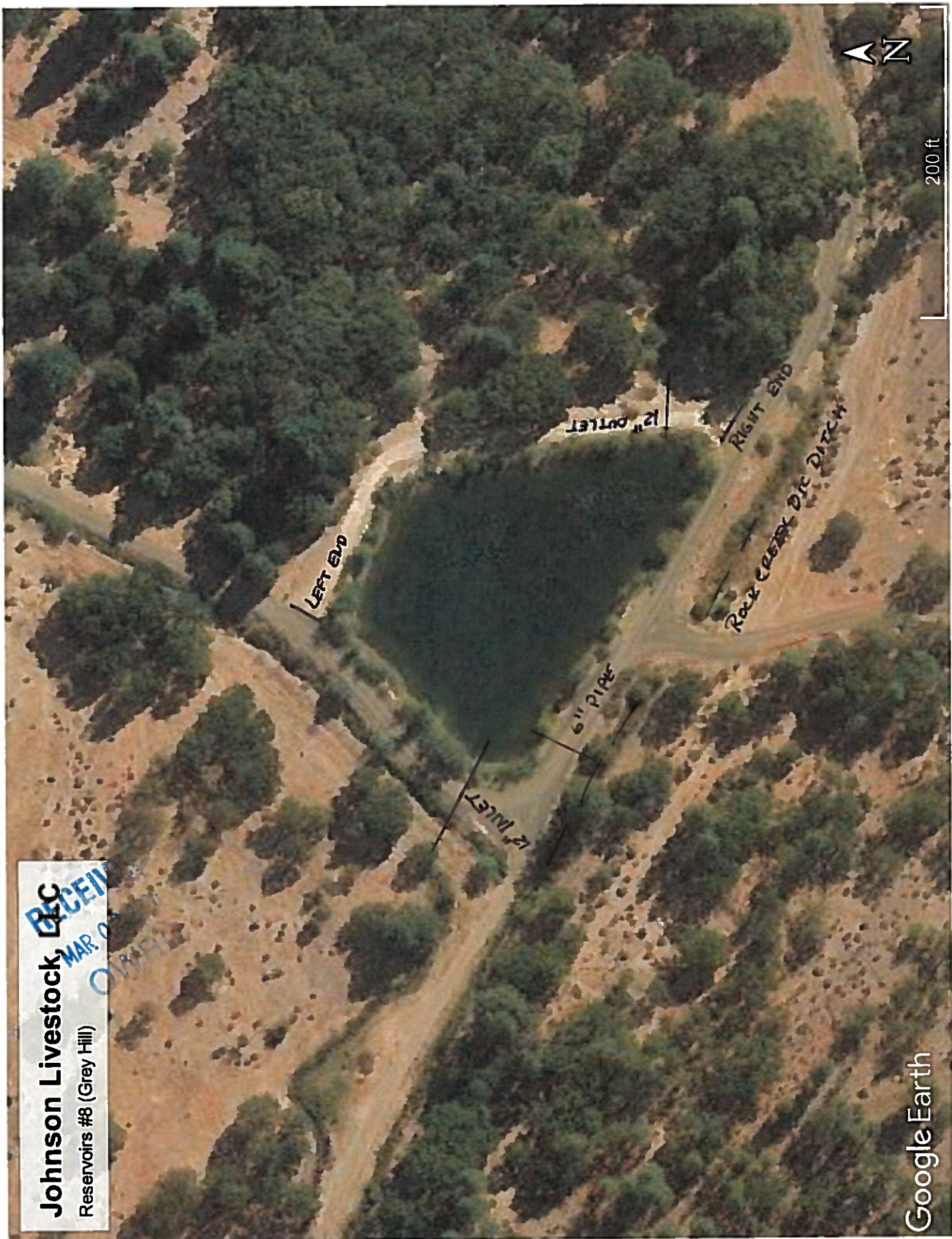
- v) Proposed date construction work will begin: Complete  
(Fish passage approval is necessary prior to construction.)
- w) Proposed date construction work will be completed: Complete
- x) Proposed date water use will be completed: Complete

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**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



200 ft

**Johnson Livestock, LLC**  
Reservoirs #8 (Grey Hill)

Google Earth

R-88813

A. Reservoir Name: 9 (Ponderosa)

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

- 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: Rock Creek DIC ditch

#### 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/](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.

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Store Water — Page 35  
Rev. 06-18

For Department Use: App. Number: R-88813

**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.

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**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-88813

**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**

- y) The use of the impounded water will be: Multiple Purpose for stored water
- z) The amount of water to be stored is: 7.3 acre-feet.
- aa) The area submerged by the reservoir, when filled, will be 2.6 acres.

**SECTION 6: DAM HEIGHT AND COMPOSITION**

The maximum height of the structure will be 11 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 (1168 feet), 3) crest width (10 feet to 12 feet), 4) surface area and 5) preliminary fish passage design (None. See attached aerial photo for Reservoir #9).

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

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**SECTION 7: PRIMARY OUTLET WORKS**

- y) 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.*

12" outlet pipe near the southern corner of dam

- z) How and when will the outlet be operated?  
used for maintenance of the reservoir

- aa) 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: R-88813

**SECTION 8: EMERGENCY SPILLWAY**

- y) Describe the location and the dimensions of the spillway channel.  
12" culvert near right end of dam
- z) How will the emergency spillway be designed to prevent erosion?  
vegetative cover in ditch that carries water away from dam.
- aa) 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?)  
Unknown

**SECTION 9: WATER QUALITY**

- y) Describe how the reservoir will be managed to maintain water quality in the reservoir and downstream.  
**Reservoir is off channel so water flow can be shut off at ditch diversion to keep from overflowing. Water from Rock Creek DIC will be used for irrigation during the irrigation season. This mixing of water of water will help maintain water quality.**
- z) Describe how the perimeter of the reservoir will be buffered to limit nutrient and bacteria contamination.  
**Vegetative cover on land surrounding pond will capture some nutrient and bacteria contamination. Pond is used for irrigation within Rock Creek DIC so nutrient or bacterial build up will likely be put on land as irrigation water.**
- aa) Describe how annual maintenance of the reservoir will be accomplished without discharging contaminated water instream.  
**First of all this is off-channel so discharge does not go directly into a stream. Any removal of silt from the pond will have the silt spread on adjacent farm land rather than discharging down gradient.**

**SECTION 10: PROJECT SCHEDULE (List Month and Year)**

- y) Proposed date construction work will begin: Complete  
(Fish passage approval is necessary prior to construction.)
- z) Proposed date construction work will be completed: Complete
- aa) Proposed date water use will be completed: Complete

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**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

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MAR. 02 2011  
OWNED

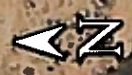
Johnson Livestock, LLC

Reservoirs #9 (Ponderosa)

LEFT END

RIGHT END

RIGHT END  
12" Spillway  
Outlet



300 ft

Google Earth

R-88813

A. Reservoir Name: 11 (Valley 1)

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: 4S, 11E, Section 14, SW of SE	
Source 2: Threemile Creek	Tributary to: White River
TRSQQ of POD: 4S, 11E, Section 10, NE of NE	
Source 3: North Fork of Gate Creek	Tributary to: Rock Creek
TRSQQ of POD: 4S, 11E, Section 21, SE of NE	
Source 4: Unnamed Drainage	Tributary to: Rock Creek
TRSQQ of POD: 4S, 12E, Section 15, SE of SE	

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- 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 -Unn. Drainage  Off-Channel -Rock Creek DIC Sources
- 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: Rock Creek DIC ditch

**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/](https://apps.wrd.state.or.us/apps/misc/lkp_trsqq_features/)

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



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

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

Yes  No

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

If yes,

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

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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**

- bb) The use of the impounded water will be: Multiple Purpose for stored water
- cc) The amount of water to be stored is: 2.6 acre-feet.
- dd) The area submerged by the reservoir, when filled, will be 1.1 acres.

**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 (**350 feet**), 3) crest width (**10 feet to 12 feet**), 4) surface area and 5) preliminary fish passage design (**None. See attached aerial photo for Reservoir #11**).

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

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**SECTION 7: PRIMARY OUTLET WORKS**

- bb) 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

cc) How and when will the outlet be operated?

- dd) 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 non- fish bearing drainage*

**SECTION 8: EMERGENCY SPILLWAY**

- bb) Describe the location and the dimensions of the spillway channel.  
Spillway around the left end of dam. Spillway is 42' wide with a depth of 4'.
- cc) How will the emergency spillway be designed to prevent erosion?  
vegetative cover on outflow channel
- dd) 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?)  
Unknown

**SECTION 9: WATER QUALITY**

- bb) Describe how the reservoir will be managed to maintain water quality in the reservoir and downstream.  
**Reservoir is off channel so water flow can be shut off at ditch diversion to keep from overflowing. Water from Rock Creek DIC will be used for irrigation during the irrigation season. This mixing of water of water will help maintain water quality.**
- cc) Describe how the perimeter of the reservoir will be buffered to limit nutrient and bacteria contamination.  
**Vegetative cover on land surrounding pond will capture some nutrient and bacteria contamination. Pond is used for irrigation within Rock Creek DIC so nutrient or bacterial build up will likely be put on land as irrigation water.**
- dd) Describe how annual maintenance of the reservoir will be accomplished without discharging contaminated water instream.  
**Any removal of silt from the pond will have the silt spread on adjacent farm land rather than discharging down gradient.**

**SECTION 10: PROJECT SCHEDULE (List Month and Year)**

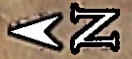
- bb) Proposed date construction work will begin: Complete  
(Fish passage approval is necessary prior to construction.)
- cc) Proposed date construction work will be completed: Complete
- dd) Proposed date water use will be completed: Complete

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**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



200 ft

RIGHT

LEFT



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**Johnson Livestock, LLC**  
Reservoirs #11 (Valley 1)

Google Earth

R-8881D

**A. Reservoir Name:** 12 (Valley 2 South)

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

- 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: Rock Creek DIC ditch

**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/](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.

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**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:

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For Department Use: App. Number: R-88813

**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**

- ee) The use of the impounded water will be: Multiple Purpose for stored water
- ff) The amount of water to be stored is: 3.3 acre-feet.
- gg) The area submerged by the reservoir, when filled, will be 0.9 acres.

**SECTION 6: DAM HEIGHT AND COMPOSITION**

The maximum height of the structure will be 10 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 (**300 feet**), 3) crest width (**10 feet to 12 feet**), 4) surface area and 5) preliminary fish passage design (**None. See attached aerial photo for Reservoir #12**).

*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**  
**MAR 02 2020**  
**OWRD**

**SECTION 7: PRIMARY OUTLET WORKS**

ee) 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

ff) How and when will the outlet be operated?

gg) 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: R-88813

**SECTION 8: EMERGENCY SPILLWAY**

- ee) Describe the location and the dimensions of the spillway channel.  
Spillway around the right end of dam. Spillway is 20' wide with a depth of 3.5'.
- ff) How will the emergency spillway be designed to prevent erosion?  
Stone covered channel
- gg) 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?)  
Unknown

**SECTION 9: WATER QUALITY**

- ee) Describe how the reservoir will be managed to maintain water quality in the reservoir and downstream.  
**Reservoir is off channel so water flow can be shut off at ditch diversion to keep from overflowing. Water from Rock Creek DIC will be used for irrigation during the irrigation season. This mixing of water of water will help maintain water quality.**
- ff) Describe how the perimeter of the reservoir will be buffered to limit nutrient and bacteria contamination.  
**Vegetative cover on land surrounding pond will capture some nutrient and bacteria contamination. Pond is used for irrigation within Rock Creek DIC so nutrient or bacterial build up will likely be put on land as irrigation water.**
- gg) Describe how annual maintenance of the reservoir will be accomplished without discharging contaminated water instream.  
**First of all this is off-channel so discharge does not go directly into a stream. Any removal of silt from the pond will have the silt spread on adjacent farm land rather than discharging down gradient.**

**SECTION 10: PROJECT SCHEDULE (List Month and Year)**

- ee) Proposed date construction work will begin: Complete  
(Fish passage approval is necessary prior to construction.)
- ff) Proposed date construction work will be completed: Complete
- gg) Proposed date water use will be completed: Complete

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**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



**Johnson Livestock, LLC**  
Reservoirs #12 (Valley 2 South)

R-88813



Google Earth

A. Reservoir Name: 13 (Valley 2 North)

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: 4S, 11E, Section 14, SW of SE	
Source 2: Threemile Creek	Tributary to: White River
TRSQQ of POD: 4S, 11E, Section 10, NE of NE	
Source 3: North Fork of Gate Creek	Tributary to: Rock Creek
TRSQQ of POD: 4S, 11E, Section 21, SE of NE	
Source 4: Unnamed Drainage	Tributary to: Rock Creek
TRSQQ of POD: 4S, 12E, Section 15, SE of SE	

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MAR 02 2020  
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 -Unn. Drainage  Off-Channel -Rock Creek DIC Sources
- 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: Rock Creek DIC ditch

**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\\_trsqg\\_features/](https://apps.wrd.state.or.us/apps/misc/lkp_trsqg_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.

For Department Use: App. Number: R-08813

**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.

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**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-00013

**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**

hh) The use of the impounded water will be: Multiple Purpose for stored water

ii) The amount of water to be stored is: 1.1 acre-feet.

jj) The area submerged by the reservoir, when filled, will be 0.4 acres.

**SECTION 6: DAM HEIGHT AND COMPOSITION**

The maximum height of the structure will be 8 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 (**180 feet**), 3) crest width (**10 feet to 12 feet**), 4) surface area and 5) preliminary fish passage design (**None. See attached aerial photo for Reservoir #13**).

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

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**SECTION 7: PRIMARY OUTLET WORKS**

hh) 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 although Rock Creek DIC irrigation water is pumped out of this reservoir

ii) How and when will the outlet be operated?

jj) 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 non-fish bearing drainage*

**SECTION 8: EMERGENCY SPILLWAY**

- hh) Describe the location and the dimensions of the spillway channel.  
Spillway is around the left end of the dam. Spillway is 20' wide with a depth of 2.5'.
- ii) How will the emergency spillway be designed to prevent erosion?
- jj) 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?)  
Unknown

**SECTION 9: WATER QUALITY**

- hh) Describe how the reservoir will be managed to maintain water quality in the reservoir and downstream.  
**Reservoir is off channel so water flow can be shut off at ditch diversion to keep from overflowing. Water from Rock Creek DIC will be used for irrigation during the irrigation season. This mixing of water of water will help maintain water quality.**
- ii) Describe how the perimeter of the reservoir will be buffered to limit nutrient and bacteria contamination.  
**Vegetative cover on land surrounding pond will capture some nutrient and bacteria contamination. Pond is used for irrigation within Rock Creek DIC so nutrient or bacterial build up will likely be put on land as irrigation water.**
- jj) Describe how annual maintenance of the reservoir will be accomplished without discharging contaminated water instream.  
**Any removal of silt from the pond will have the silt spread on adjacent farm land rather than discharging down gradient.**

**SECTION 10: PROJECT SCHEDULE (List Month and Year)**

- hh) Proposed date construction work will begin: Complete  
(Fish passage approval is necessary prior to construction.)
- ii) Proposed date construction work will be completed: Complete
- jj) Proposed date water use will be completed: Complete

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**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

**Johnson Livestock, LLC**

Reservoirs #13 (Valley 2 North)

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R-88813

SPILLWAY  
LEFT END  
RIGHT END



200 ft

Google Earth

A. Reservoir Name: 14 (Pub 2)

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

- 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: Rock Creek DIC ditch

#### 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/](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.

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**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:

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**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**

kk) The use of the impounded water will be: Multiple Purpose for stored water

ll) The amount of water to be stored is: 1.1 acre-feet.

mm) The area submerged by the reservoir, when filled, will be 0.6 acres.

**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 (**510 feet**), 3) crest width (**10 feet to 12 feet**), 4) surface area and 5) preliminary fish passage design (**None. See attached aerial photo for Reservoir #14**).

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

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**SECTION 7: PRIMARY OUTLET WORKS**

kk) 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" outlet pipe at right end of dam

ll) How and when will the outlet be operated?

could be used for maintenance of reservoir, there is also a pump station for Rock Creek DIC water on this reservoir

mm) 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: R-88813

**SECTION 8: EMERGENCY SPILLWAY**

- kk) Describe the location and the dimensions of the spillway channel.  
10" pipe from ditch to reservoir. it's elevation is set so that when reservoir full no more water will flow in. If water were to come into the reservoir somehow then water would flow out this 10" pipe
- ll) How will the emergency spillway be designed to prevent erosion?  
nothing special has been done here since water has never entered the reservoir from anyother direction but the inlet pipe
- mm) 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?)  
Unknown

**SECTION 9: WATER QUALITY**

- kk) Describe how the reservoir will be managed to maintain water quality in the reservoir and downstream.  
**Reservoir is off channel so water flow can be shut off at ditch diversion to keep from overflowing. Water from Rock Creek DIC will be used for irrigation during the irrigation season. This mixing of water of water will help maintain water quality.**
- ll) Describe how the perimeter of the reservoir will be buffered to limit nutrient and bacteria contamination.  
**Vegetative cover on land surrounding pond will capture some nutrient and bacteria contamination. Pond is used for irrigation within Rock Creek DIC so nutrient or bacterial build up will likely be put on land as irrigation water.**
- mm) Describe how annual maintenance of the reservoir will be accomplished without discharging contaminated water instream.  
**First of all this is off-channel so discharge does not go directly into a stream. Any removal of silt from the pond will have the silt spread on adjacent farm land rather than discharging down gradient.**

**SECTION 10: PROJECT SCHEDULE (List Month and Year)**

- kk) Proposed date construction work will begin: Complete  
(Fish passage approval is necessary prior to construction.)
- ll) Proposed date construction work will be completed: Complete
- mm) Proposed date water use will be completed: Complete

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**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	

A. Reservoir Name: 15 (Valley Flood)

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: 4S, 11E, Section 14, SW of SE	
Source 2: Threemile Creek	Tributary to: White River
TRSQQ of POD: 4S, 11E, Section 10, NE of NE	
Source 3: North Fork of Gate Creek	Tributary to: Rock Creek
TRSQQ of POD: 4S, 11E, Section 21, SE of NE	
Source 4: Unnamed Drainage	Tributary to: Rock Creek
TRSQQ of POD: 4S, 12E, Section 16, NE of SE	

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- 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 -Unn. Drainage  Off-Channel -Rock Creek DIC Sources
- 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: Rock Creek DIC ditch

**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/](https://apps.wrd.state.or.us/apps/misc/lkp_trsqq_features/)

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

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

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

Yes  No

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

If yes,

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

For Department Use: App. Number: R-88813



**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**

- nn) The use of the impounded water will be: Multiple Purpose for stored water
- oo) The amount of water to be stored is: 2.5 acre-feet.
- pp) The area submerged by the reservoir, when filled, will be 0.8 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 (**410 feet**), 3) crest width (**10 feet to 12 feet**), 4) surface area and 5) preliminary fish passage design (**None. See attached aerial photo for Reservoir #15**).

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

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**SECTION 7: PRIMARY OUTLET WORKS**

nn) 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" outlet pipe 105 feet from the left end of dam

oo) How and when will the outlet be operated?  
used for maintenance of reservoir and to irrigate out of

pp) 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 non-fish bearing drainage*

For Department Use: App. Number: R-88813

**SECTION 8: EMERGENCY SPILLWAY**

- nn) Describe the location and the dimensions of the spillway channel.  
spillway around the left end of dam. Spillway is 22' wide with a depth of 4'.
- oo) How will the emergency spillway be designed to prevent erosion?  
Grass covered channel
- pp) 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?)  
Unknown

**SECTION 9: WATER QUALITY**

- nn) Describe how the reservoir will be managed to maintain water quality in the reservoir and downstream.  
**Reservoir is off channel so water flow can be shut off at ditch diversion to keep from overflowing. Water from Rock Creek DIC will be used for irrigation during the irrigation season. This mixing of water of water will help maintain water quality.**
- oo) Describe how the perimeter of the reservoir will be buffered to limit nutrient and bacteria contamination.  
**Vegetative cover on land surrounding pond will capture some nutrient and bacteria contamination. Pond is used for irrigation within Rock Creek DIC so nutrient or bacterial build up will likely be put on land as irrigation water.**
- pp) Describe how annual maintenance of the reservoir will be accomplished without discharging contaminated water instream.  
**Any removal of silt from the pond will have the silt spread on adjacent farm land rather than discharging down gradient.**

**SECTION 10: PROJECT SCHEDULE (List Month and Year)**

- nn) Proposed date construction work will begin: Complete  
(Fish passage approval is necessary prior to construction.)
- oo) Proposed date construction work will be completed: Complete
- pp) Proposed date water use will be completed: Complete

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**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.

The ephemeral unnamed drainage carries mostly water that runs off the adjacent fields. This could be snow melt or rain runoff during the non irrigation season.

About Land Use Information Form is not required for the use of North Fork Gate Creek, Threemile Creek and Rock Creek because they are the diversion points for Rock Creek District Improvement Company and are on Federal land. Some of the initial portions of the distribution system are also on Federal land.

The Land Use Information Form submitted is for the use of the unnamed drainage only. This is all on property owned by Johnson Livestock, LLC.

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## Minimum Requirements Checklist

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

### Include this checklist with the application

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

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

- SECTION 1: Applicant Information and Signature
- SECTION 2: Property Ownership
- SECTION 3: Source of Water
- SECTION 4: Sensitive, Threatened or Endangered Fish Species Public Interest Information
- SECTION 5: Water Use
- SECTION 6: Dam Height and Composition
- SECTION 7: Primary Outlet Works
- SECTION 8: Emergency Spillway
- SECTION 9: Water Quality
- SECTION 10: Project Schedule
- SECTION 11: Within a District
- SECTION 12: Remarks

#### Include the following additional items:

- Land Use Information Form with approval and signature of local planning department (*must be an original*) or signed receipt.
- Provide the legal description of: (1) the property from which the water is to be diverted, (2) any property crossed by the proposed ditch, canal or other work, and (3) any property on which the water is to be used as depicted on the map.
- Fees - Amount enclosed: \$ \_\_\_\_\_  
See the Department's Fee Schedule at [www.oregon.gov/owrd](http://www.oregon.gov/owrd) or call (503) 986-0900.
- Map that includes the following items:
  - Map must be prepared by a Certified Water Rights Examiner
  - Permanent quality and drawn in ink
  - Even map scale not less than 4" = 1 mile (example: 1" = 400 ft, 1" = 1320 ft, etc.)
  - North directional symbol
  - Township, Range, Section, Quarter/Quarter, Tax Lots
  - Reference public-land survey corner on map
  - Location of each dam by reference to a recognized public land survey corner (distances north/south and east/west)
  - Indicate the area of use by Quarter/Quarter and tax lot identified clearly
  - Number of acres per Quarter/Quarter and hatching to indicate area of use if for primary irrigation, supplemental irrigation, or nursery
  - Location of main canals, ditches, pipelines or flumes (if well is outside of the area of use)

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**Please note that a secondary application is required if there are out-of-reservoir uses associated with this application.**

For Department Use: App. Number: R-08813



# Water-Use Permit Application Processing

## 1. Completeness Determination

The Department evaluates whether the application and accompanying map contain all of the information required under OAR 690-310-0040 and OAR 690-310-0050. The Department also determines whether the proposed use is prohibited by statute. If the Department determines that the application is incomplete, all fees have not been paid, or the use is prohibited by statute, the application and all fees submitted are returned to the applicant.

## 2. 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.

## 3. 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.

## 4. 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 IR, 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.

## 5. Public Notice

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. 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.

## 6. 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 specifies the details of the authorized use and any terms, limitations or conditions that the Department deems appropriate

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# 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 JOHNSON LIVESTOCK, LLC, ATTN: BRENDON JOHNSON			PHONE (HM)		
PHONE (WK) 541-993-3843		CELL		FAX	
ADDRESS 79681 WOODCOCK ROAD					
CITY TYGH VALLEY		STATE OR	ZIP 97058	E-MAIL* BRENDON.M.JOHNSON@GMAIL.COM	

**A. Land and Location**

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), and/or used or developed. Applicants for municipal use, or irrigation uses within irrigation districts may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Township	Range	Sec	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
4S	12E	15	SW1/4	2100, 1100		<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Reservoir
			SE1/4	1000		<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Reservoir
		16	E1/2 SE1/4	2100		<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Reservoir

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) Rock Creek, Threemile Creek, North Fork of Gate Creek and Unnamed Drainage

Estimated quantity of water needed: 6.2  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 3 Multiple purpose within Reservoirs

Briefly describe:

Existing 3 reservoirs throughout ranch are used, under existing water rights, in conjunction with irrigation and stock water. This application is to capture water during the non irrigation season in ponds for multiple purpose within the reservoirs. This use is limited to in reservoir uses like but not limited to stock water, wildlife habitat, fish culture, recreation, and esthetic use.

**Note to applicant:** If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt at the bottom of the next page and include it with the application filed with the Water Resources Department.

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 OWRD

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# 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

## 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 **(YES)**, conveyed **(PORTION OF DELIVERY SYSTEM)**, 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.

***The enclosed Land Use Information Form is for the Unnamed Drainage only since other source are not required, see above.***

## 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.

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## 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: Lisa Johnson	TITLE: Associate Planner
SIGNATURE: <i>Lisa Johnson</i>	DATE: 2.25.2020
PHONE: 541-506-2560	
GOVERNMENT ENTITY: Wasco County Planning Dept.	

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

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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: 921-20-000018-PLNG

Date Received: 2/25/20 Planner Initials: J

Fee: \$90

APPLICANT INFORMATION:

Name: JOHNSON Livestock LLC  
Address: 15882 NW MEAD LN  
City/State/Zip: NORTH PLAINS, OR 97133  
Phone: 503 803 5754  
Email: Jim.Johnson@gmail.com

OWNER INFORMATION:

Name: JOHNSON Livestock LLC  
Address: 15882 NW MEAD LN  
City/State/Zip: NORTH PLAINS, OR 97133  
Phone: 503 803 5754  
Email: Jim.Johnson@gmail.com

PROPERTY INFORMATION:

Township/Range/Section/Tax Lot(s)	Acct #	Acres	Zoning
<u>4S 12E 0-2 100</u>	<u>15655</u>	<u>156.78</u>	<u><del>Ag</del></u>
<u>4S 12E 15-16 1000+1100</u>	<u>10918, 15656</u>	<u>78.71, 155.02</u>	<u>A-1(160)</u>

Property address (or location): 79681 Woodcreek Rd, Wame, 97063

Zoning Designation: Exc. Farm Use Environmental Protection District: None

Proposed Use: Water Storage Permitted Subject to Section: N/A

Water source: Unnamed drainage Sewage disposal method: N/A

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

Name of road providing access: Woodcreek rd

Current use of property: Agricultural Use of surrounding properties: Ag

Do you own neighboring property?  NO  YES (description) \_\_\_\_\_

SIGNATURES:

Applicant(s) [Signature] JIM JOHNSON Date: 2/24/2020

Property Owner(s) [Signature] JIM JOHNSON Date: 2/24/2020

Date: \_\_\_\_\_

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

Approved 2-25-2020  
 Denied Decision Date

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DETAILED PROJECT DESCRIPTION (proposed use, structures, dimensions, etc.): Permitting car stored irrigation water in existing ponds

Additional description/maps/pictures attached

**LEGAL PARCEL STATUS:**

Partition, Subdivision, OR

Most Recent Pre-9/4/1974 Deed #: PAR-95-104 Date Filed: \_\_\_\_\_

Current Deed #: \_\_\_\_\_ Date Filed: \_\_\_\_\_

*The deed and a map showing the property described in the deed(s) must accompany this application.*

PROPOSED Improvements				
Structure/Development	Length	Width	Height	Square Footage
Dwelling				
Deck				
Accessory Structure				
Agricultural Structure				
EXISTING Development				
Dwelling				
<u>Ponds</u>				<u>6.2 acre-ft</u>

**PLEASE NOTE:** Before this application will be processed, you must supply all requested information and forms, and address all listed or referenced criteria. Pursuant to ORS 215.428, this office will review the application for completeness and notify Applicant of any deficiencies within 30 days of submission. By signing this form, the property owner or property owner's agent is granting permission for Planning Staff to conduct site inspections on the property.

**ALL TYPE 1 APPLICATIONS MUST INCLUDE:**

- Application Fee -- Cash or Check (credit cards now accepted with additional fee)
- Site Plan
- Elevation Drawing
- Fire Safety Self-Certification
- Other applicable information/application(s):

- \_\_\_\_\_
- \_\_\_\_\_

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# Supplemental Form D

## Water Right Within the Boundaries of or Served by an Irrigation or Other District



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

This form is included with our application if the transfer involves rights served by or located within the boundaries of a district.

### 1. APPLICANT INFORMATION

NAME JOHNSON LIVESTOCK, LLC ATTN: BRENDON JOHNSON			PHONE (HM)	
PHONE (WK) 541-993-3843		CELL	FAX	
ADDRESS 79681 WOODCOCK ROAD				
CITY WAMIC	STATE OR	ZIP 97063	E-MAIL** BRENDON.M.JOHNSON@GMAIL.COM	

### 2. DISTRICT INFORMATION

DISTRICT NAME ROCK CREEK DISTRICT IMPROVEMENT COMPANY			PHONE (HM)	
PHONE (WK)		CELL	FAX	
ADDRESS PO Box 91				
CITY WAMIC	STATE OR	ZIP 97063	E-MAIL**	

\*\* By providing an e-mail address, the applicant and/or the district consent to receive all correspondence from the Department electronically. Copies of final order documents will also be mailed.

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**3. WATER RIGHTS ISSUED IN THE NAME OF, or LOCATED WITHIN, or SERVED BY AN IRRIGATION OR OTHER DISTRICT**

a. Determine a district's association with your points of diversion (POD) and places of use (POU). [If you are uncertain how to respond to the questions, please consult the district.]

**CURRENT ASSOCIATIONS** Please answer the following "yes" or "no" questions:

YES  NO  One or more of the current POD(s) involved in the application are served by the district.

YES  NO  All or a portion of the current POU involved in this proposed application receives water from the district.

**PROPOSED ASSOCIATIONS** Please answer the following "yes" or "no" questions:

YES  NO  One or more of the proposed POD(s) involved in the application are currently served or will be served by a district if the application is approved.

YES  NO  All or a portion of the proposed POU involved in this proposed application currently receives or will receive water from the district.

COMMENTS OR ADDITIONAL INFORMATION ABOUT RELATIONSHIPS BETWEEN APPLICANT'S AND DISTRICT'S WATER RIGHTS

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**4. APPLICANT'S SIGNATURE**

(1) I certify that I have notified the district about the proposed water right transfer application by [check one]:

email,  phone,  postal mail,  in person, or  other (please specify) \_\_\_\_\_

(2) I certify that to the best of my knowledge the information contained in this Supplemental Form D is true and accurate.

  
Applicant's Signature

Brenden Johnson  
Name (print)

2/25/20  
Date

**5. (WHEN REQUIRED) DISTRICT CONSENT TO THE PROPOSED WATER RIGHT TRANSFER**

District consent is required if any box on this form is marked "YES."

The district certifies the following:

- (1) The district has reviewed the applicant's proposed water right application and maps; and
- (2) The district consents to the proposed water right application.

YES  NO  After proof of completion, the confirming water right certificate is to remain in the name of the district.

YES  NO  The district will be responsible for submitting the claim of beneficial use.

\_\_\_\_\_  
District Manager Signature

\_\_\_\_\_  
Name (print)

\_\_\_\_\_  
Date



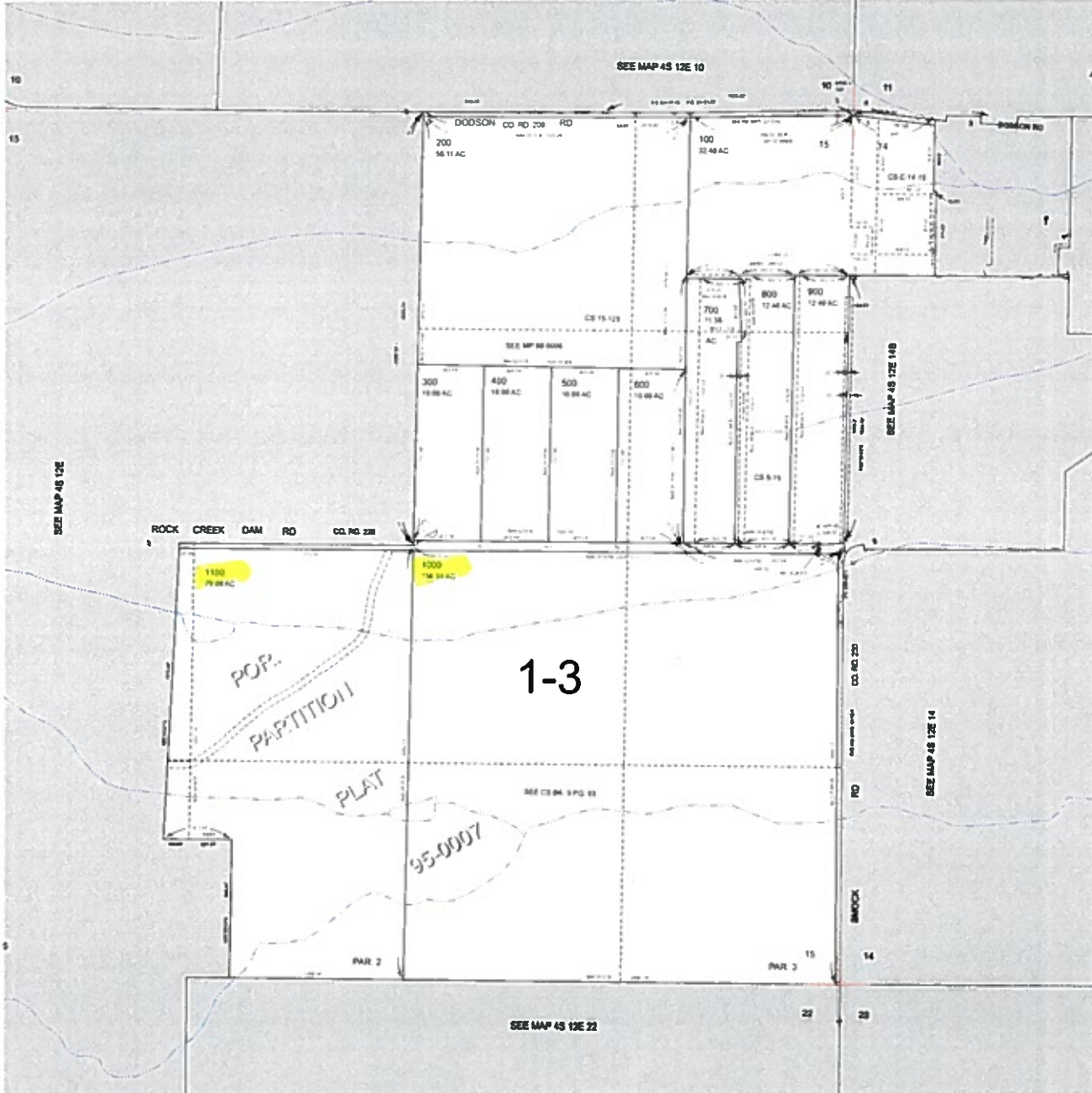
THIS MAP WAS PREPARED FOR ASSESSMENT PURPOSE ONLY



SECTION 15 T.4S. R.12E. W.M.  
WASCO COUNTY  
1" = 400'

04S12E15

1/20/2018



04S12E15



**Johnson Livestock, LLC**  
Reservoirs #15 (Valley Flood)

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CWA

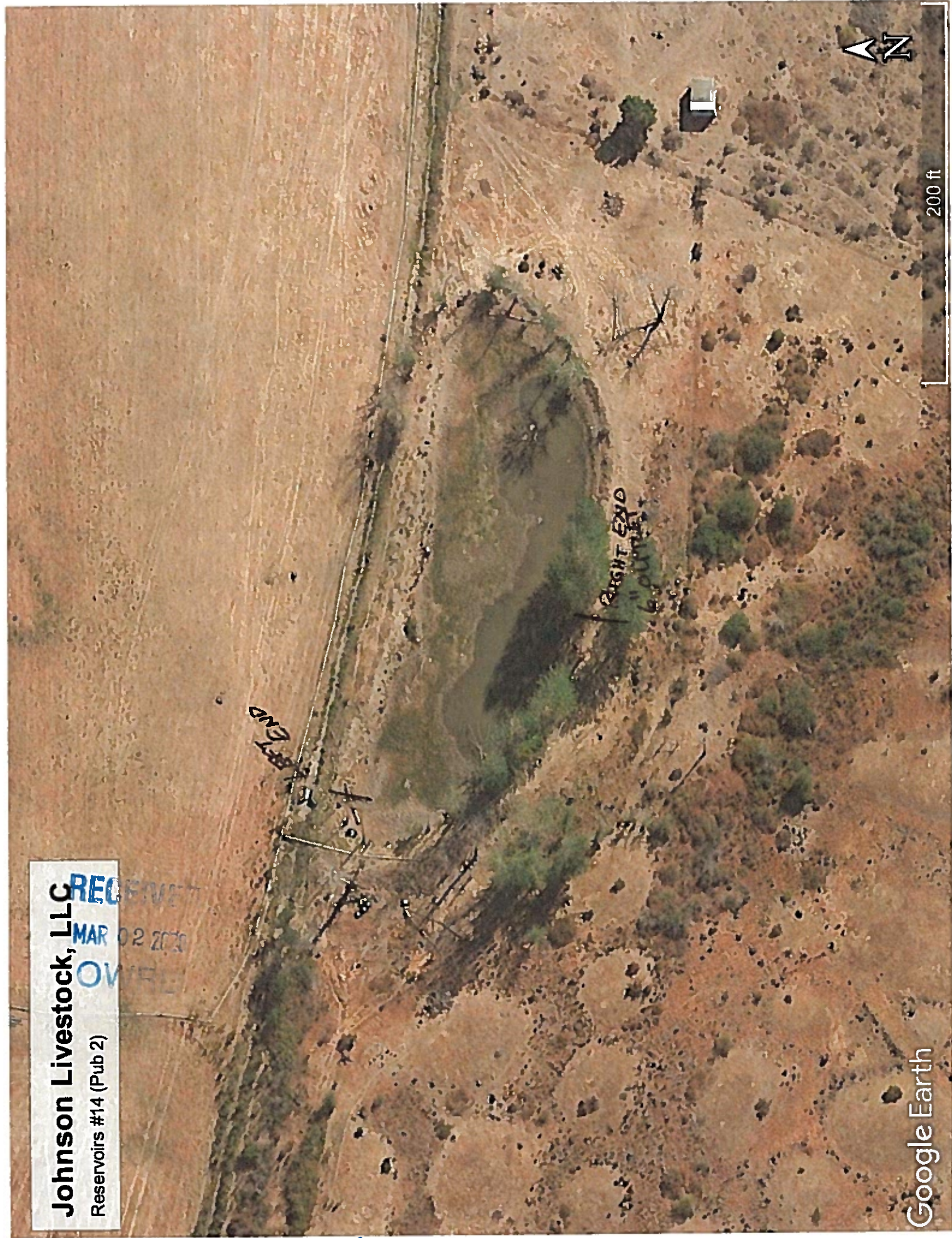
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**Johnson Livestock, LLC**

Reservoirs #14 (Pub 2)

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OVER

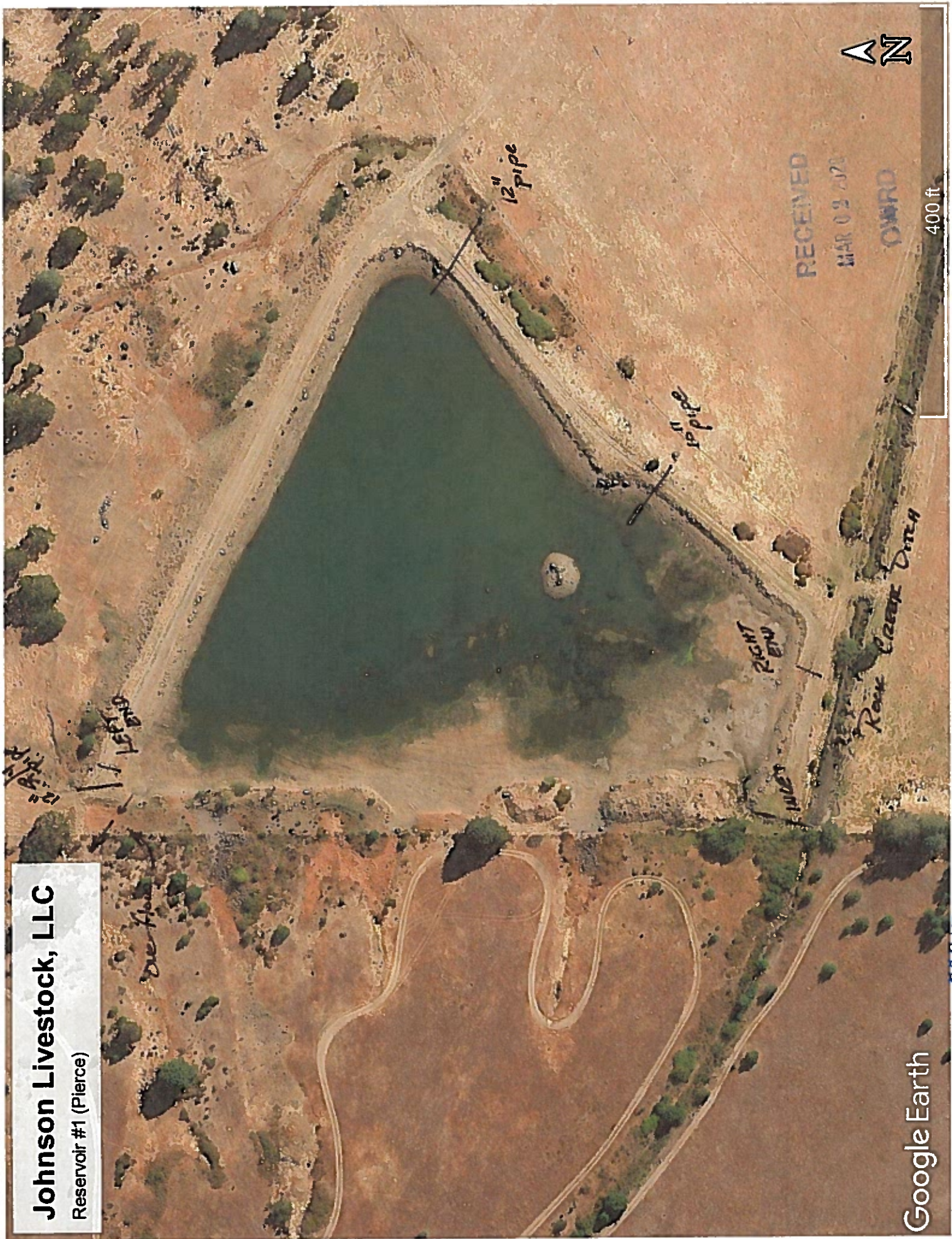
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Google Earth

# Johnson Livestock, LLC

Reservoir #1 (Pierce)



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OWARD

400 ft

Google Earth

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