

Application for a Permit to
Store Water in a Reservoir
 Alternate Review (ORS 537.409)



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

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You may use this form for any reservoir storing less than 9.2 acre-feet *or* with a dam less than 10 feet high.

Use a separate form for each reservoir

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SECTION 1: APPLICANT INFORMATION AND SIGNATURE

Applicant

NAME MARGARITA HUDSON			PHONE (HM)
PHONE (WK)	CELL		FAX
ADDRESS 3656 CANYONVILLE RIDDLE ROAD			
CITY RIDDLE	STATE OR	ZIP 97469	E-MAIL *

Organization

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

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

AGENT / BUSINESS NAME LEONARD HOLLAND			PHONE (541) 670-9716	FAX
ADDRESS 3656 CANYONVILLE RIDDLE ROAD				CELL
CITY RIDDLE	OR	97469	E-MAIL * LEONARDHOLLAND1948@GMAIL.COM	


Note: Attach multiple copies as needed

* By providing an e-mail address, consent is given to receive all correspondence from the department electronically. (paper copies of the final order documents will also be mailed.)

By my signature below I confirm that I understand:

- I am asking to use water specifically as described in this application.
- Evaluation of this application will be based on information provided in the application.
- I cannot legally store water until the Water Resources Department issues a permit.
- Oregon law requires that a permit be issued before beginning construction. Acceptance of this application does not guarantee a permit will be issued.
- 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.**

		12-14-2020
Applicant Signature	Print Name and Title if applicable	Date
Applicant Signature	Print Name and Title if applicable	Date

SECTION 2: SOURCE OF WATER AND LOCATION OF RESERVOIR

Reservoir name:	Hudson Pond				
Source*:	Run-Off	Tributary:	Ash Creek>Cow Creek		
County:	Douglas				
Quantity:	4.6 Acre-Feet [length x width x depth / 43,560]				
Reservoir Location:	Township (N or S)	Range (E or W)	Section	Quarter-Quarter	Tax Lot #
	30S	5W	30	SWNW	301
Maximum Height of Dam:	7 feet. If excavated write "zero feet."				

* 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, an unnamed stream, or spring.

SECTION 3: WATER USE

Indicate the proposed use(s) of the stored water: Multipurpose

NOTE: You may wish to consider filing for "Multipurpose use" for your reservoir. Multipurpose use does not limit the types of future uses for the stored water. Multipurpose covers all uses including: stock water, fish and wildlife, aesthetics, domestic, irrigation, agriculture, fire protection and pollution abatement.

SECTION 4: PROPERTY OWNERSHIP

Do you own all the land where you propose to divert, transport, and use water?

- Yes (please check appropriate box below then skip to section 5)
 - There are no encumbrances
 - This land is encumbered by easements, right of way, roads of way, roads or other encumbrances
- No (Please check the appropriate box below)
 - I have a recorded easement or written authorization permitting access.
 - I do not currently have written authorization or easement permitting access.
 - Written authorization or an easement is not necessary, because the only affected lands I do not own are state-owned submersible lands, and this application is for irrigated and/or domestic use only (ORS 274.040). (Do not check this box if you described your use as "Multipurpose" in #3 above.)

List the names and mailing addresses of all affected landowners:

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SECTION 5: ENVIRONMENTAL IMPACT

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Channel: Is the Reservoir: in-stream or off channel?

Wetland: Is the project in a wetland? YES NO unknown

Existing: Is this an existing reservoir? YES NO
If YES, how long has it been in place? _____ years.

Fish Habitat: Is there a fish habitat upstream of the proposed structure? YES NO unknown
If YES, how much? _____ miles.

Existing: Have you been working with other agencies? YES NO

Indicate agency, staff and phone numbers of those involved. Also indicate any agencies that are cost sharing in this project. Watermaster

SECTION 6: WITHIN A DISTRICT

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

Irrigation District Name:		Address:	
City:	State:	Zip:	

SECTION 7: DESCRIPTION

Provide a short description of the design and operation of the proposed diversion, including a description of how live flow will be passed outside the authorized storage season. Use this space for narrative. You may also provide narrative and sketches on separate pages.

If the diversion involves a dam, use this space below for sketches of the diversion (e.g. cross-section of the dam with its dimensions, dimension and placement of outlet pipe, means of passing live flow outside of the authorized storage season, and means for providing fish passage).

The reservoir will be used for future irrigation needs. Additional permitting will be required. Flow, if any, outside the authorized storage season will be bypassed through an outlet pipe.

Watermaster Alternate Reservoir Application Review Sheet

In lieu of the water right application process set forth in ORS 537.140 to 537.211, an owner of a reservoir may submit an alternate reservoir application for a reservoir that has a storage capacity less than 9.2 acre-feet or a dam or impoundment structure less than 10 feet in height. ORS 537.409 describes the criteria used to evaluate alternate reservoir applications.

The review shall be limited to issues pertaining to: a) water availability, b) potential detrimental impact to existing fishery resources; and c) potential injury to existing water rights. (ORS 537.409 (6))

Within 60 days after the Water Resources Department provides public notice, any person may submit detailed, legally obtained information in writing, requesting the Department to deny the application for a permit on the basis that the reservoir: (a) Would result in injury to an existing water right; or (b) Would pose a significant detrimental impact to existing fishery resources. (ORS 537.409 (5))

Applicant's Name <u>Hudson</u>		
1. Does the proposed reservoir have the potential to injure existing water rights? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO Explain: <u>ISWR not always met</u>		
2. Can conditions be applied to mitigate the potential injury to existing water rights? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO Explain: <u>limit storage to water availability.</u>		
3. Is water available for the proposed reservoir? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		
4. If yes, during what period? Beginning: <u>NOV</u> End: <u>JULY</u>		
Attach a WARS printout at 50% exceedance. If WARS does not cover the proposed location, make a recommendation for a storage season based upon regulation history and your knowledge of the location. (Water Availability for Reservoir Policy found under OAR 690-410-0070(2)(c))		
5. Did you meet with staff from another agency to discuss this application? <input type="checkbox"/> YES <input type="checkbox"/> NO		
Who:	Agency:	Date:
Who:	Agency:	Date:

Watermaster Name: Mary Burleson
 Watermaster Signature: [Signature] Date: 12/11/2020

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NOTE: This completed form must be returned to the applicant

ODFW Alternate Reservoir Application Review Sheet

This portion to be completed by the applicant.

Applicant Name: Margarita Hudson/Leonard Holland

Address: 3656 Canyonville Riddle Rd, Riddle, OR 97469

Phone/Email: 541-670-9716; leonardholland1948@gmail.com

Reservoir Name: Hudson Pond

Source: Run-off

Basin Name: Mitchell Creek/Cow Creek

Twp Rng Sec QQ: 30S 5W 30 SWNW

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Volume (AF): 4.6 AF

- in-channel
- off-channel

Note: It is unlikely that ODFW will be able to complete this form while you wait, nevertheless we recommend making an appointment to submit the form so as to provide any necessary clarifications. See pg. 6 of Instructions for contact information.

This portion to be completed by Oregon Department of Fish and Wildlife (ODFW) staff.

1) Is the proposed project and AO¹ off channel?..... YES* NO
(if yes then proceed to #4; if no then proceed to #2)

**Based on available information, the proposed use does not appear to involve instream structures that would create or maintain an artificial obstruction. However, if the applicant creates or maintains an artificial obstruction to fish passage for the proposed use, the applicant will need to address Oregon's fish passage laws.*

2) Is the proposed project or AO located where NMF² are or were historically present?..... YES NO
(if yes then proceed to #3; if no then proceed to #4)

3) If NMF are or were historically present:

- a. Is there an ODFW-approved fish-passage plan?..... YES NO
- b. Is there an ODFW-approved fish-passage waiver or exemption?..... YES NO

If fish passage is required under ORS 509.580 through .910, then either 3(a) or 3(b) must be "Yes" to move forward with the application. If responses to 3(a) and 3(b) are "No", then the proposed reservoir does not meet the requirements of Oregon Fish Passage Law and shall not be constructed as proposed.

4) Would the proposed project pose any other significant detrimental impact to an existing fishery resource locally or downstream?..... YES NO

Explain below (for example, list STE species or other existing fishery resources that would be impacted negatively.)

Any diversion or appropriation of water for storage during the period July 1 through November 30 poses a significant detrimental impact to existing fishery resources. (For example, if diversion of water for storage during a certain time period would cause a significant detrimental impact to an existing fishery resource, then ODFW should recommend conditions or limitations.) If NMF fish are present at the project site or point

¹ AO = Artificial Obstruction means any dam, diversion, culvert or other human-made device placed in waters of this state that precludes or prevents the migration of native migratory fish. ORS 509.580 (1)

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

of water diversion then the applicant should be advised that a fish screen consistent with screening criteria will be required.

- This proposed pond or reservoir contemplates impounding water in the Columbia Basin above Bonneville Dam. ODFW has determined that additional diversions of water in this area pose a significant detrimental impact to existing fishery resources during the period April 15 through September 30.

ESA-listed fish (Coho Salmon), sensitive species (Pacific Lamprey, Umpqua Chub), and other game fish (winter steelhead, fall Chinook Salmon) are present in Mitchell and/or Cow creeks during the period of impact. Instream flows to fulfill C59910 for aquatic life are not being met partially or wholly during the period of impact. Based on parameters assessed by ODFW, instream flows are currently below those essential to support the biological needs of an existing fishery resource during July 1-November 30. The proposed use may diminish physical habitat and alter the flow regime to which fish are naturally adapted, negatively affecting their distribution, productivity, and abundance. Therefore, a further reduction in flow or alteration of habitat from the proposed use would likely impair or be detrimental to an existing fishery resource and/or their habitat without appropriate conditions and/or mitigation.

If YES, can conditions be applied to mitigate the significant detrimental impact to an existing fishery resource?

- NO (explain)
- YES (select from Menu of Conditions on next page)

See applicable conditions selected from "Menu of Conditions" on next page

Water is only available to support biologically necessary flows at the POD and/or downstream during December 1-June 30. ODFW recommends the season of use be restricted to coincide with this period or the proposed use be mitigated prior to issuance of a Proposed Final Order for any use outside of this period. Without appropriate mitigation and/or conditions, a further reduction in flow or alteration of habitat from the proposed water use outside this period will impair or be detrimental to an existing fishery resource. If the applicant is interested in pursuing mitigation, please contact ODFW for further information concerning appropriate conditions and a Mitigation Obligation consistent with the goals and standards of OAR 635-415-0025 (ODFW Habitat Mitigation Recommendations) to compensate for any potential impact from the proposed use. Mitigation is often complicated, time consuming, and expensive, and may include, but is not limited to, actions such as replacing the proposed amount of water through purchasing or transferring an existing water right.

ODFW Signature: _____



Print Name: Jason Brandt

ODFW Title: SW Hydro Coordinator

Date: 12/3/20

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MENU OF CONDITIONS FOR WRD, ODFW, DEQ AND ODA

Revised May 12, 2020

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Use this menu to identify appropriate conditions to be included in the permit:

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Agricultural Water Quality Management Area Rules: The permittee shall comply with basin-specific Agricultural Water Quality Management Area Rules described in Oregon Administrative Rule Chapter 603-095. The permittee shall protect riparian areas, including through irrigation practices and the management of any livestock, allowing site capable vegetation to establish and grow along streams, while providing the following functions: shade (on perennial and some intermittent streams), bank stability, and infiltration or filtration of overland runoff.

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

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

b51a The period of use has been limited to December through June.

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

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

Bypass Flows: Per 690-410-0070 (2)(c), the following flows shall be bypassed or passed through the reservoir during the filling season:

- 1) When the biologically necessary flows identified below are not available immediately upstream of the impacted area, the permittee shall pass all live flow downstream at a rate equal to the inflow, minus the amount of mitigation water provided upstream, if applicable, and
- 2) When the biologically necessary flows identified below are available immediately upstream of the impacted area, the permittee shall pass flow downstream at a rate equal to or greater than the biologically necessary flows.

Once the reservoir has reached the permitted volume, all live flow shall be passed downstream at a rate equal to the inflow.

The permittee shall quantify and document inflow and outflow and maintain the bypass flows for the life of the permit and subsequent certificate per the approved Bypass Plan. The bypass flow data shall be available upon request by the Oregon Water Resources Department, Oregon Department of Fish and Wildlife, Oregon Department of Environmental Quality, or Oregon Department of Agriculture.

Construction Activities: For construction activities (clearing, grading, excavation, staging, and stockpiling) that will disturb one or more acres and may discharge to state waters, the permittee is required to obtain from DEQ a 1200-C NPDES Stormwater Construction Permit prior to project construction.

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

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

fishself: The permittee shall install, maintain, and operate fish screening and by-pass devices consistent with current Oregon Department of Fish and Wildlife (ODFW) standards. Fish screening is to prevent fish from entering the proposed diversion while by-pass devices provide adequate upstream and downstream passage for fish. The required screen and by-pass devices are to be in place and functional prior to diversion of any water. Permittee shall obtain written approval from ODFW that the installation of the required screen and by-pass devices meets the state's criteria or the permittee shall submit documentation that ODFW has determined screens and/or by-pass devices are not necessary.

fishapprove: The permittee shall install, maintain, and operate fish screening and by-pass devices consistent with current Oregon Department of Fish and Wildlife (ODFW) standards. Fish screening is to prevent fish from entering the proposed diversion while by-pass devices provide adequate upstream and downstream passage for fish. The required screen and by-pass devices are to be in place and functional, and approved in writing by ODFW prior to diversion of any water. The permittee may submit evidence in writing that ODFW has determined screens and/or by-pass devices are not necessary.

fishdiv33: If the riparian area is disturbed in the process of developing a point of diversion, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR 635-415, shall be followed.

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

Applicant Name: Margarita Hudson

ODFW Review

The permittee shall install, maintain, and operate fish screening and by-pass devices consistent with current Oregon Department of Fish and Wildlife

(ODFW) standards. Fish screening is to prevent fish from entering the proposed diversion while by-pass devices provide adequate upstream and downstream passage for fish. The required screen and by-pass devices are to be in place and functional, and approved in writing by ODFW prior to diversion of any water. The permittee may submit evidence in writing that ODFW has determined screens and/or by-pass devices are not necessary.

- fishway:** Notwithstanding that ODFW has made a determination that fish screens and/or by-pass devices are not necessary at the time of permit issuance, the permittee may be required in the future to install, maintain, and operate fish screening and by-pass devices to prevent fish from entering the proposed diversion and to provide adequate upstream and downstream passage for fish.
- futile call:** The use of water allowed herein may be made only at times when waters from the (NAME OF SURFACE WATER) would not otherwise flow into a tributary of the type here River or sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.
- In-Water or Riparian Construction:** For in-water or riparian construction, permittee may be required to obtain additional permits from the Oregon Department of State Lands, the U.S. Army Corps of Engineers, and the DEQ Section 401 certification program prior to construction. The applicant must contact these agencies to confirm requirements.
- In-Water Work:** Any in-water work related to construction, development, or maintenance of the proposed use shall be conducted during the preferred work period of July 1-September 15 unless an alternate time period is approved by the Oregon Department of Fish and Wildlife.
- Live Flow:** Once the allocated volume has been stored, permittee shall pass all live flow downstream at a rate equal to inflow, using methods that protect instream water quality.
- Off-Channel Stored Water Releases:** The permittee shall not release polluted water from this off-channel reservoir into waters of the state except when the release is directed by the State Engineer to prevent dam failure.
- On-Channel Reservoir:** The permittee shall design and operate the water storage facility such that all waters within and below the reservoir meet water quality criteria. The permittee shall develop a reservoir operations plan that details how water quality criteria and standards will be met. A Certified Water Rights Examiner shall verify that the reservoir operations are consistent with the plan before a certificate is issued. The reservoir operator shall maintain a copy of the plan and make it available for review upon request.
- riparian:** If the riparian area is disturbed in the process of developing a point of diversion, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR 635-415, shall be followed.
- Water Quality:** All water use under this permit shall comply with state and federal water quality laws. The permittee shall not violate any state and federal water quality standards, shall not cause pollution of any waters of the state, and shall not place or cause to be placed any wastes in a location where such wastes are likely to escape or be carried into the waters of the state by any means. The use may be restricted if the quality of source stream or downstream waters decrease to the point that those waters no longer meet existing state or federal water quality standards.
- wq:** The use may be restricted if the quality of the source stream or downstream waters decrease to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.
- wetland:** The permittee must submit an offsite determination request to the Oregon Department of State Lands (DSL) to determine the need for a wetland delineation prior to disturbance or development of the point of diversion and/or diversion of water.
- blv:** Water must be diverted to a trough or tank through an enclosed water delivery system. The delivery system must be equipped with an automatic shutoff or limiting flow control mechanism or include a means for returning water to the stream source through an enclosed delivery system. The use of water shall not exceed 0.10 cubic feet per second per 1000 head of livestock.

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Water Availability Analysis Detailed Reports

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COW CR > S UMPQUA R - AT MOUTH
UMPQUA BASIN

Water Availability as of 12/11/2020

Watershed ID #: 300 ([Map](#))
Date: 12/11/2020

Exceedance Level: 50% ▼
Time: 8:17 AM

Water Availability Calculation	Consumptive Uses and Storages	Instream Flow Requirements	Reservations
Water Rights		Watershed Characteristics	

Water Availability Calculation

Monthly Streamflow in Cubic Feet per Second
Annual Volume at 50% Exceedance in Acre-Feet

Month	Natural Stream Flow	Consumptive Uses and Storages	Expected Stream Flow	Reserved Stream Flow	Instream Flow Requirement	Net Water Available
JAN	1,240.00	83.10	1,160.00	0.00	135.00	1,020.00
FEB	1,260.00	84.30	1,180.00	0.00	135.00	1,040.00
MAR	1,300.00	86.80	1,210.00	0.00	135.00	1,080.00
APR	779.00	7.78	771.00	0.00	135.00	636.00
MAY	340.00	10.80	329.00	0.00	100.00	229.00
JUN	159.00	19.10	140.00	0.00	70.00	69.90
JUL	77.60	22.80	54.80	0.00	50.00	4.77
AUG	46.40	19.20	27.20	0.00	20.00	7.21
SEP	43.20	15.60	27.60	0.00	20.00	7.65
OCT	66.10	8.63	57.50	0.00	80.00	-22.50
NOV	273.00	22.40	251.00	0.00	150.00	101.00
DEC	1,070.00	72.30	998.00	0.00	150.00	848.00
ANN	400,000.00	27,300.00	373,000.00	0.00	71,100.00	303,000.00

Download Data ([Text - Formatted](#), [Text - Tab Delimited](#), [Excel](#))

Property Details for Property ID: R33970

Owner Information :

Owner Name: HUDSON, MARGARITA D TRS &
Owner Address #1: MARGARITA D HUDSON LIVING TR
Owner Address #2: 3656 CANYONVILLE-RIDDLE RD
Owner Address # 3:
Owner City/State/Zip: RIDDLE, OR 97469
Alternate Account #: 13600.25
Account Status: A

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Property Information :

Township: 30
Range: 05W
Section: 30
Quarter:
Sixteenth:
Maintenance Area: 4
Year Built:
Bedrooms:
Exemption Code:
MFD Home ID:
Situs Address: 3656 CANYONVILLE-RIDDLE RD RIDDLE, OR 97469
Map ID: 30053000301
County Property Class: 401
Legal Acreage: 5.00
Code Area: 07002
Neighborhood Code: BD
Living Area: 1836
Baths:
Exemption Desc.:

Value Information : 2019-2020 Certified Values and Tax Information

Improvement Appr. Value: \$126,673.00	Total Appr. Value: \$234,369.00
Land Appr. Value: \$107,696.00	Exemption Value: \$0.00
Land Market Value: \$107,696.00	Total Assessed Value: \$161,179.00
Total Real Market Value: \$234,369.00	Taxes Imposed: \$1,407.92

Sales Information :

Deed No: 2014-9296
Sale Price: \$0.00
Sale Date: 7/7/2014

DISCLAIMER

The information provided here is for convenience ONLY. For All Commercial, Industrial, and Multi-Family Properties visit the Douglas County Assessor's Office. The records located at the Douglas County Assessor's office are the one and only legal instruments for Assessment purposes. Although reasonable attempts are made to maintain this information as accurate as possible, these documents are being provided as an informational convenience ONLY. Douglas County in no way will be liable for any inaccuracies, inconsistencies, errors, omissions, or other deviations in these documents from the original copies maintained and filed at the Douglas County Assessor's Office.

Land Use Information Form



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

NOTE TO APPLICANTS

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

This form is NOT required if:

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

NOTE TO LOCAL GOVERNMENTS

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

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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
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Applicant(s): Margarita Hudson

Mailing Address: 3656 Canyonville Riddle Road

City: Riddle

State: OR

Zip Code: 97469

Daytime Phone: 541-670-9716

A. Land and Location

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

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
<u>T30S</u>	<u>R.5W</u>	<u>30</u>	<u>SWNW</u>	<u>301</u>	_____	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>storage</u>
_____	_____	_____	_____	_____	_____	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	_____
_____	_____	_____	_____	_____	_____	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	_____
_____	_____	_____	_____	_____	_____	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	_____

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

Douglas

B. Description of Proposed Use

Type of application to be filed with the Water Resources Department:

- Permit to Use or Store Water
 Water Right Transfer
 Permit Amendment or Ground Water Registration Modification
 Limited Water Use License
 Allocation of Conserved Water
 Exchange of Water

Source of water: Reservoir/Pond
 Ground Water
 Surface Water (name) _____

Estimated quantity of water needed: 4.6
 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 Storage

Briefly describe:

Water is needed for storage in reservoir for future irrigation needs.

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

See bottom of Page 3. →

For Local Government Use Only

OWRD

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

Please check the appropriate box below and provide the requested information

Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): §3.8.000 (SR zone)

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.

LUCS worksheet 20-1121: surface water per proposed plan
R33970 & R140276

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

Name: Mariah E. Mitchell Title: Planner

Signature: Mariah Mitchell Phone: (541) 440-4289 Date: 12/14/20

Government Entity: Douglas County Planning

Note to local government representative: Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

Receipt for Request for Land Use Information

Applicant name: _____

City or County: _____ Staff contact: _____

Signature: _____ Phone: _____ Date: _____



DOUGLAS COUNTY PLANNING & BUILDING

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

Date Printed
12/14/2020
12:18 pm

Permit Number: WS20-1121
Job Address: 3656 CANYONVILLE-RIDDLE RD, RIDDLE

RECEIVED

DEC 17 2020

Receipt: P37980

OWRD

Fee Description	Fee Amount
LAND USE COMPATABILITY STATEMENT	\$165.00
Total Fees Paid:	\$165.00

Date Paid: 12/14/2020

Paid By: HUDSON, MARGARITA

Pay Method: CREDIT CARD 076134

Received By: JESI A MCCORD

DOUGLAS COUNTY HEALTH
621 W MADRONE ST
ROSEBURG, OR 97470
541-957-3799

DOUGLAS COUNTY PLANNING

Date: 12/14/2020 12:17:49 PM

CREDIT CARD SALE

RECEIVED

DEC 17 2020

OWRD

VISA
CARD NUMBER: *****5700 K
TOTAL AMOUNT: \$165.00
APPROVAL CD: 076134
RECORD #: 000
CLERK ID: JMCCORD

Thank you!

Customer Copy

Douglas County Official Records
Patricia K. Hitt, County Clerk

2014-009296



\$61.00

00372334201400092960040040

07/15/2014 09:33:58 AM

DEED-WD Cnt=1 Stn=38 BRANDY
\$20.00 \$11.00 \$20.00 \$10.00

d

TJR
RECEIVED

DEC 17 2020

OWRD

DOUGLAS COUNTY CLERK



CERTIFICATE PAGE

DO NOT REMOVE THIS PAGE FROM ORIGINAL
DOCUMENT

THIS PAGE MUST BE INCLUDED IF DOCUMENT IS RE-RECORDED

RECEIVED

DEC 17 2020

OWRD

This Document Prepared and
After Recording, Mail To:
Margarita D. Hudson, as Trustee
3656 Canyonville-Riddle Road
Riddle, OR 97469

WARRANTY DEED

MARGARITA D. HUDSON, an unmarried woman, who acquired title with no vesting, the GRANTOR,

Whose mailing address is 3656 Canyonville-Riddle Road, Riddle, OR 97469;

FOR A GOOD AND VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, does hereby give, grant, bargain, sell and confirm to

MARGARITA D. HUDSON, as Trustee of THE MARGARITA D. HUDSON LIVING TRUST, U/A dated July 7, 2014, the GRANTEE,

Whose mailing address is 3656 Canyonville-Riddle Road, Riddle, OR 97469;

and to Grantee's successors and assigns, all of THE FOLLOWING described real property located in the County of Douglas, State of Oregon:

SEE EXHIBIT "A" ATTACHED HERETO AND BY THIS REFERENCE MADE A PART HEREOF.

More commonly known as 3656 Canyonville-Riddle Road, Riddle, OR.

Assessor's Parcel Number: R33970

SUBJECT TO: Restrictions, Conditions, Covenants, Rights, Rights of Way, and Easements that are now of record, if any.

Together with all the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

I do for myself and for my heirs, executors, and administrators covenant with the said Grantee and Grantee's assigns, that I am lawfully seized in fee simple of said premises; that they are free from all encumbrances, unless noted above; that I have a good right to sell and convey the same as aforesaid; that I will and my heirs, executors and administrators shall warrant and defend the same to the said Grantee and Grantee's assigns forever, against the lawful claims of all persons.

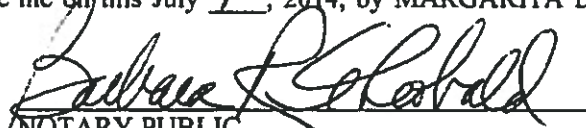
The then-acting Trustee has the power and authority to encumber or otherwise to manage and dispose of the hereinabove described real property; including, but not limited to, the power to convey.

Dated this 7 day of July, 2014.

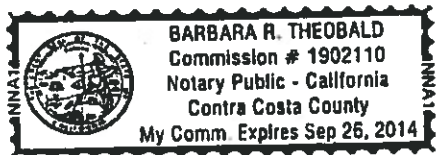

MARGARITA D. HUDSON

STATE OF CALIFORNIA)
) ss.
COUNTY OF CONTRA COSTA)

The foregoing instrument was acknowledged before me on this July 7, 2014, by MARGARITA D. HUDSON.


NOTARY PUBLIC

My commission expires: 09/26/2014



RECEIVED

DEC 17 2020

R33970 & R140276 30-05W-30-00301

OWRD

EXHIBIT "A"

Beginning at a point 5.19 chains South from the northwest corner of the A.J. Tiller Donation Land Claim No. 63, Township 30 South, Range 5 West, Willamette Meridian, Douglas County, Oregon; thence South 53°15' East 4.82 chains; thence South 73°15' East 4.00 chains; thence South 25°26' East 5.80 chains; thence South 7°30' East 117.7 feet to the most westerly corner of the property of Reese B. and Mary E. Patrick described in Book 186, Recorder's No. 114332, Deed Records of Douglas County, Oregon; thence along the west line of said Patrick property South 7°30' East 212.3 feet and South 1° West 7.55 chains to the southwest corner thereof; thence West 10.74 chains; thence North 21.80 chains to the point of beginning.

SEC 30 301, PT 300 PT 304 SEC 30B PT 2200 PT 2300 SEC 30C PT 1700

Also, beginning at a point from which the southwest corner of Section 30, Township 30 South, Range 5 West, Willamette Meridian, Douglas County, Oregon, bears South 87°20' West 7.24 chains; thence North 33.0 chains; thence East 10.74 chains to the southwest corner of the property of Reese B. & Mary E. Patrick described in Book 186, Recorder's No. 114332, Deed Records of Douglas County, Oregon; thence East 4.26 chins along the south line of said Patrick property to the northwest corner of the property of Everett O. & Mary O. Murray described in Book 421, Recorder's No. 69-1035, Deed Records of Douglas County, Oregon; thence South 32.30 chains along the west line of said Murray property to a point; thence South 87°20' West 15.02 chains to the point of beginning.

SEC 30 PT 303 BAL 304 SEC 30C PT 1700

Also, beginning at a point 8.10 chains South of the northwest corner of the A.J. Tiller Donation Land Claim No. 63, Township 30 South, Range 5 West, Willamette Meridian, Douglas County, Oregon; thence South 51°15' West 5.07 chains; thence South 47°45' West 9.10 chains; thence South 9°30' West 3.22 chains; thence South 87° East 3.79 chains to the range line between Ranges 5 and 6 West; thence South 00°4' East to the southeast corner of Section 25, Township 30 South, Range 6 West, Willamette Meridian, Douglas County, Oregon; thence South 7° East 1.43 chains to the southwest corner of Section 30, Township 30 South, Range 5 West, Willamette Meridian, Douglas County, Oregon; thence North 87°20' East 7.24 chains to the west line of the A.J. Tiller D.L.C. No. 63; thence north along said claim line 52.32 chains to the point of beginning.

SEC 30 BAL 303 SEC 30B BAL 2300 2400 2600 SEC 30 BAL 1700

Excepting therefrom any portion lying west of Shoestring County Road No. 44.

EXCEPT 30B 2400 2600

Also, excepting therefrom any portion lying within the boundaries of Shoestring County Road No. 44 and Canyonville-Riddle County Road No. 21.

EXC R / W

Also, excepting therefrom the following: Beginning at a point 507.7 feet East and 608.9 feet South of the northwest corner of the A.J. Tiller Donation Land Claim No. 63, Township 30 South, Range 5 West, Willamette Meridian, Douglas County, Oregon; thence South 19°33' West 96.2 feet; thence South 64°36 East 107.9 feet; thence North 25°26' West 152.2 feet to the point of beginning.

EXC 30B 2200 ?

Also, excepting therefrom the following: Beginning at a point in the center line of the Canyonville-Riddle Road, which point bears South 342.5 feet from the northwest corner of the A.J. Tiller Donation Land Claim No. 63, Township 30 South, Range 5 West, Willamette Meridian, Douglas County, Oregon; thence South 53°15' East 170.3 feet to the center line of Shoestring Road, the true point of beginning; thence South 53°15' East 147.8 feet; thence South 73°15' East 115.2 feet; thence South 210 feet; thence West 442 feet, North 32°30' East 61.5 feet and North 34°35' East 340.5 feet along said center line to the point of beginning, all in Section 30, Township 30 South, Range 5 West, Willamette Meridian, Douglas County, Oregon.

EXC 30B PT 2300

Also, excepting therefrom the following: Beginning at a point in center line of the Canyonville-Riddle Road, which point bears South 342.5 feet from the northwest corner of the A.J. Tiller Donation Land Claim No. 63, Township 30 South, Range 5 West, Willamette Meridian, Douglas County, Oregon; thence South 53°15' East 170.3 feet to the center line of Shoestring Road; thence South 53°15' East 147.8 feet; thence South 73°15' East 115.2 feet to the true point of beginning; thence South 73°15' East 68.0 feet to a point; thence South 20° West 200.0 feet to a point; thence North 210 feet to the true point of beginning.

EXC 30B BAL 2300

DEC 17 2020

OWRD

EXHIBIT "A"
(Continued)

Also, excepting therefrom the following: Beginning at a 5/8" iron rod on the west boundary of the Donald L. & Laura J. Block property, and on the east boundary of the right of way of Shoestring County Road No. 44, and also on the west line of Section 30, Township 30 South, Range 5 West, Willamette Meridian, Douglas County, Oregon, and from which point the west quarter section corner of said Section 30 bears North 0°43' East 416.63 feet; thence from point of beginning South 00°43' West along said west line of Section 30, 506.93 feet to a 5/8" iron rod; thence leaving said west line of Section 30 and bearing North 88°44' East 196.02 feet to a 5/8" iron rod; thence North 89°38' East 109.22 feet to a 5/8" iron rod; thence North 88°03' East 124.83 feet to a 5/8" iron rod; thence South 88°43' East 91.80 feet to a 5/8" iron rod; thence North 89°59' East 52.84 feet to a 5/8" iron rod; thence North 00°13' East 195.90 feet to a 5/8" iron rod; thence North 02°41' West 207.18 feet to a 5/8" iron rod; thence North 01°53' West 184.56 feet to a 5/8" iron rod; thence North 84°23' East 246.29 feet to a 5/8" iron rod; thence North 07°04' West 246.20 feet to a 5/8" iron rod; thence South 74°20' West 471.39 feet to a 5/8" iron rod; thence South 80°18' West 113.38 feet to a 5/8" iron rod; thence South 09°36' East 116.54 feet to a 5/8" iron rod; thence South 83°27' West 97.72 feet to a 5/8" iron rod; thence North 82°49' West 55.46 feet to a 5/8" iron rod; thence North 61°45' West 34.19 feet to a 5/8" iron rod on the westerly boundary of said Block property and the east right of way boundary of said Shoestring Road; thence South 15°17' West along the west boundary of said Block property and said east right of way, 36.75 feet to a 5/8" iron rod; thence continuing along said boundaries South 23°32' West 77.39 feet to the point of beginning, lying within the southwest quarter of Section 30, Township 30 South, Range 5 West, Willamette Meridian, Douglas County, Oregon. EXC 30C 1700

Also, excepting therefrom that portion lying southerly of the following described line: Commencing at a 5/8" iron rod on the west boundary of the Donald L. & Laura J. Block property as described in Recorder's No. 69-5227, Deed Records of Douglas County, Oregon, and on the east boundary of the right of way of Shoestring County Road No. 44, and also on the west line of Section 30, Township 30 South, Range 5 West, Willamette Meridian, Douglas County, Oregon, and from which the west quarter section corner of said Section 30 bears North 0°43' East 416.63 feet; thence South 00°43' West along said west line of Section 30, 506.93 feet to a 5/8" iron rod; thence leaving said west line and bearing North 88°44' East 196.02 feet to a 5/8" iron rod; thence North 89°38' East 109.22 feet to a 5/8" iron rod; thence North 88°03' East 124.83 feet to a 5/8" iron rod; thence South 88°43' East 91.80 feet to a 5/8" iron rod; thence North 89°59' East 52.84 feet to a 5/8" iron rod; thence North 00°13' East 195.90 feet to a 5/8" iron rod; thence North 02°41' West 207.18 feet to a 5/8" iron rod; thence North 01°53' West 184.56 feet to a 5/8" iron rod, being the true point of beginning of the herein described line; thence North 84°23' East 650.0 feet, more or less, to a point on the east line of said Block property and there terminating.

EXCEPT SEC 30 303 304

Also excepting therefrom the following: Beginning at a 5/8" iron rod on the west boundary of the Donald L. and Laura J. Block property on the east right of way line of County Road No. 44 and also on the west boundary of Section 30, Township 30 South, Range 5 West, Willamette Meridian, Douglas County, Oregon, said iron rod bears South 0°43' West 416.63 feet from the west quarter corner of said Section 30; thence running North 23°32' East 77.39 feet and North 15°17' East 36.75 feet to the true point of beginning; thence leaving said county road and running South 61°45' East 34.19 feet; thence South 82°49' East 55.46 feet; thence North 83°27' East 97.72 feet; thence North 9°36' West 116.54 feet; thence North 80°18' East 113.38 feet; thence North 74°20' East 269.12 feet; thence continuing North 74°20' East 202.27 feet; thence North 7°04' West to a point on the south boundary of that tract conveyed to Leonard Dawson and more fully described in Volume 303, Recorder's No. 291478, deed records of Douglas County, Oregon; thence west along the said south boundary of tract to its intersection with the east right of way line of County Road No. 44; thence southwesterly along said right of way to the true point of beginning.

EXCEPT SEC 30 300

APN: R33970

Page 2 of 2.