

Mailing List for Certificate

Application: R-86959

Permit: R-14592

Certificate: 92316

Permit/Certificate Holder:

LOUIS GUY HARSHBARGER
REBECCA ANNE HARSHBARGER
PO BOX 684
WALTERVILLE OR 97489

Copies Mailed	
by:	<u> <i>AG</i> </u> (STAFF)
on:	<u> 3/10/17 </u> (DATE)

Copies of Final Certificate to be sent to:

1. Watermaster District #: 2 ✓
- ~~2. Data Center (Include copy of map)~~
3. Water Availability ✓
4. Vault
5. File ✓

Other persons to receive copies: (include map):

- 1.



Oregon
Kate Brown, Governor

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

DATE MAILED: MARCH 10, 2017

NOTICE OF CERTIFICATE ISSUANCE

The attached certificate confirms the water right established under the terms of a permit issued by this Department. The water right is now appurtenant to the specific place where the use was established as described by the certificate. The water right is limited to a specific amount of water, but not more than can be beneficially used for the purposes stated within the certificate.

The certificate is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484 and ORS 536.075. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 183.484, ORS 536.075 and OAR 137-004-0080, you may petition for judicial review and petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate within three months after issuance of the certificate.

Oregon law does not allow the Director to reissue a certificate because of a change in the ownership of the appurtenant place of use. The water must be controlled and not wasted. To change the location of the point of diversion, the character of use, or the location of use requires the advance approval of the Water Resources Director.

If any portion of this water right is not used for five or more consecutive years that portion of the right may be subject to forfeiture according to ORS 540.610. Land enrolled in a Federal Reserve Program is not subject to forfeiture during the period of enrollment. Other exceptions to forfeiture are explained in ORS 540.610.

If you have any questions please contact Gerry Clark at 503-986-0811.

STATE OF OREGON

COUNTY OF LANE

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

LOUIS GUY HARSHBARGER
 REBECCA ANNE HARSHBARGER
 PO BOX 684
 WALTERVILLE OR 97489

confirms the right to store water perfected under the terms of Permit R-14592. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point of diversion from the source. The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: R-86959

SOURCE OF WATER: COGSWELL CREEK, A TRIBUTARY OF MCKENZIE RIVER

STORAGE FACILITY: A RESERVOIR

MAXIMUM VOLUME: 0.114 ACRE-FOOT

DATE OF PRIORITY: AUGUST 14, 2007

WATER MAY BE APPROPRIATED DURING THE PERIOD:

Use	Period
Fish Culture	November 1 – July 15
Wildlife	November 1 – July 15

The dam/authorized point of diversion is located as follows:

	Twp	Rng	Mer	Sec	Q-Q	Measured Distances
Center of Reservoir	17 S	1 E	WM	1	NW SW	1050 FEET SOUTH AND 1150 FEET EAST FROM W1/4 CORNER, SECTION 1
Point of Diversion	17 S	1 E	WM	1	NW SW	930 FEET SOUTH AND 1120 FEET EAST FROM W1/4 CORNER, SECTION 1

The area submerged by this reservoir is as follows:

Twp	Rng	Mer	Sec	Q-Q
17 S	1 E	WM	1	NW SW

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484 and ORS 536.075. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 183.484, ORS 536.075 and OAR 137-004-0080, you may petition for judicial review and petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate within three months after issuance of the certificate.

Measurement, recording and reporting conditions:

- A. The Director may require the water user to install a totalizing flow meter or other suitable measuring device as approved by the Director at each point of diversion. If the Director notifies the water user to install a meter or other measuring device, the water user shall install such device within the period stated in the notice. Such installation period shall not be less than 90 days unless special circumstances warrant a shorter installation period. Once installed, the water user shall maintain the meter or measuring device in good working order and shall allow the watermaster access to the device(s). The Director may provide an opportunity for the water user to submit alternative measuring procedures for review and approval.
- B. The Director may require the water user to keep and maintain a record of the amount (volume) of water used and may require the water user to report water use on a periodic schedule as established by the Director. In addition, the Director may require the water user to report general water use information, the periods of water use and the place and nature of use of water under the right. The Director may provide an opportunity for the water user to submit alternative reporting procedures for review and approval.

The storage of water allowed herein is subject to the maintenance of an outlet pipe, or the provision of other means to evacuate water when determined necessary by the Water Resources Director to satisfy prior downstream rights.

The water user shall pass all live flow outside the storage season described above.

Notwithstanding that Oregon Department of Fish and Wildlife has made a determination that fish screens and/or by-pass devices are not necessary at this time, the water user may be required in the future to install, maintain, and operate fish screening and by-pass devices to prevent fish from entering the diversion, and to provide adequate upstream and downstream passage for fish.

The water user shall not construct, operate or maintain any dam or artificial obstruction to fish passage in the channel of the subject stream without providing a fishway to ensure adequate upstream and downstream passage for fish, unless the water user has requested and been granted a fish passage waiver by the Oregon Fish and Wildlife Commission. The water user is hereby directed to contact an Oregon Department of Fish and Wildlife Fish Passage Coordinator, before beginning construction of any in-channel obstruction.

This right does not provide for the appropriation of water for out-of-reservoir uses, the maintenance of the water level or maintaining a suitable fresh water condition. If any water is used for out-of-reservoir uses, or any live flow is appropriated to maintain either the water level or a suitable freshwater condition, a secondary water right is required.

Failure to comply with any of the provisions of this right may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the right.

This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

This right does not allow unauthorized inundation of property not under the ownership of the water user.

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

The right to store water for the above purpose is restricted to beneficial use at the place of use described.

MAR 10 2017

Issued _____.



Dwight French
Water Right Services Division Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department

FOR ASSESSMENT
AND TAXATION
ONLY

S.W. 1/4 SEC. 1, T.17S. R.1 E.W.M.
LANE COUNTY
SCALE = 1" = 200'
SEE MAP 17 15 01

NO.	DATE	DESCRIPTION
1	17 15 01	PRELIMINARY
2	17 15 01	FINAL

17 15 01
MAD 83/91

RECEIVED

AUG 14 2007

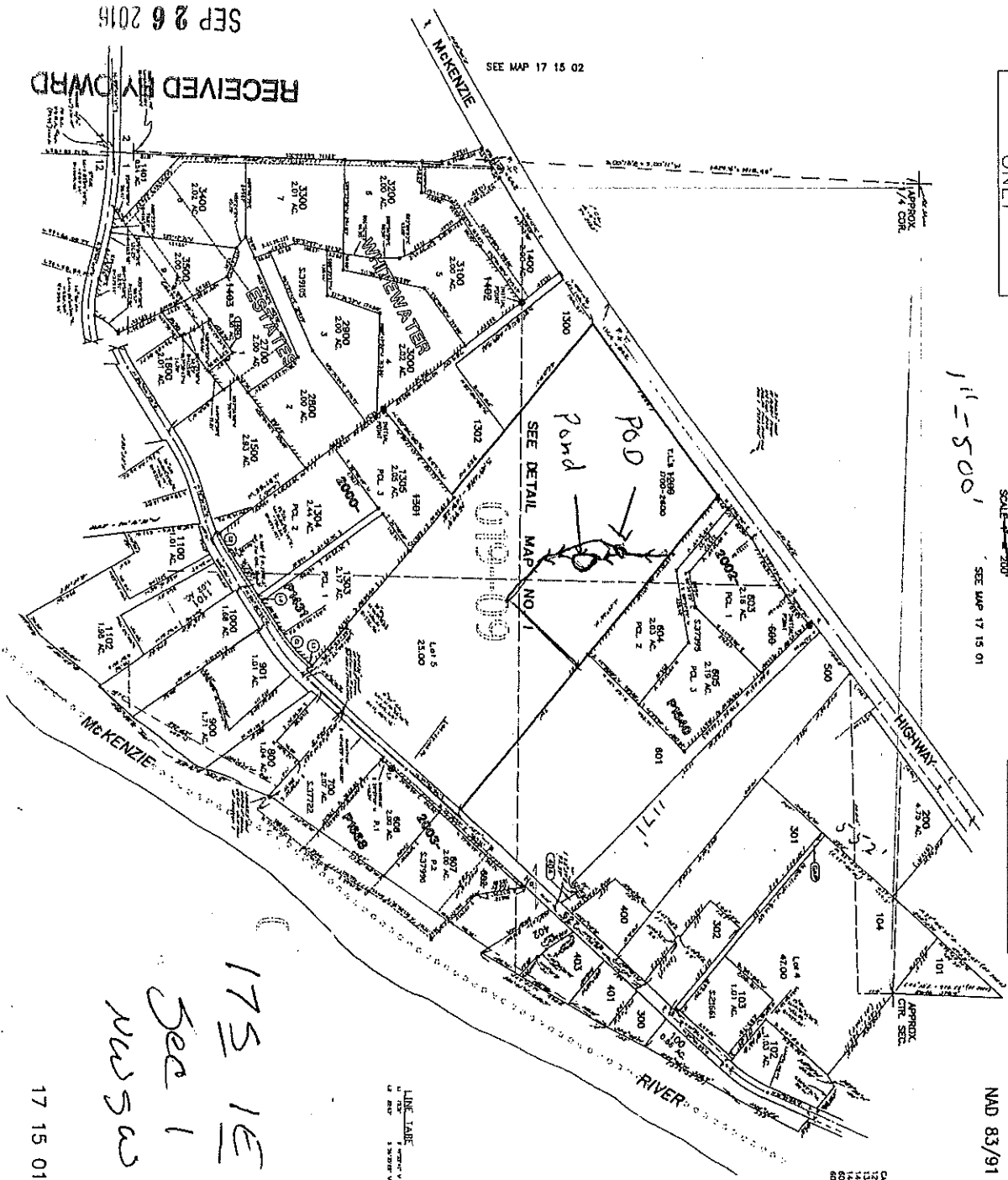
WATER RESOURCES DEPT
SALEM, OREGON

Pond on T2 1900
T 17S R 5 E
Section 1
in NW SW
Center of Pond
is
1050 ft South
1150 ft East
of
West 1/4 Corner
Section 1
Point of
Diversion
is
930' South
and 1120' East
of
West 1/4 Cor

SALEM, OR

SEP 26 2016

RECEIVED BY ROAD



17S 1E
See 1
NW 500

17 15 01 3

SEE MAP 17 15 01

LINE TABLE

SEE MAP 17 15 12

Certificate Checklist for Qualifying Reservoirs
Under ORS 537.409 (10) (11)(COBU by Permittee)
(Must be less than 9.2 acre feet)

File No.: R- 06959

Date: 1-31-17

Reviewer: Corey

Secondary Permit?: YES NO, (If Yes, Self Certification Cannot Be Allowed, COBU For Both Reservoir and Secondary Must Be Performed By a CWRE)

Signed by permittee? YES NO (Must be Signed by Permittee. If no, Assignment may be needed)

Reservoir Dimensions Included YES NO

The Maximum Capacity of the Reservoir in Acre Feet *: 0.220 Permit = 0.114
(If less than permit, issue PROPOSED)

Check Area of Interest YES NO
Identified Party _____

Check Current Ownership YES NO (If new owners, indicate name and mailing address below)

Verified by phone w/ Assessor 1-31-17

Map Included (Must Identify Location of the Reservoir)* YES NO

Issue: ~~PROPOSED~~

CERTIFICATE # 92316

Peer Review GH

File Marked _____

Claim Logged _____

STATE OF OREGON

COUNTY OF LANE

PERMIT TO CONSTRUCT A RESERVOIR AND STORE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO:

HAROLD BEDORTHA
43825 GREENWOOD VILLAGE DR
LEABURG OR 97489

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: R-86959

SOURCE OF WATER: COGSWELL CREEK, A TRIBUTARY OF MCKENZIE RIVER

STORAGE FACILITY: A RESERVOIR

MAXIMUM VOLUME: 0.114 ACRE FOOT

DATE OF PRIORITY: AUGUST 14, 2007

WATER MAY BE APPROPRIATED DURING THE PERIOD:

Use	Period
Fish Culture	November 1 – July 15
Wildlife	November 1 – July 15

Dam Location/Authorized Point of Diversion:

	Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
Center of Reservoir	17 S	1 E	WM	1	NW SW	1050 FEET SOUTH AND 1150 FEET EAST FROM W1/4 CORNER, SECTION 1
Point of Diversion	17 S	1 E	WM	1	NW SW	930 FEET SOUTH AND 1120 FEET EAST FROM W1/4 CORNER, SECTION 1

The Area To Be Submerged:

Twp	Rng	Mer	Sec	Q-Q
17 S	1 E	WM	1	NW SW

Measurement, recording and reporting conditions:

- A. The Director may require the permittee to install a totalizing flow meter or other suitable measuring device as approved by the Director at each point of diversion ~~appropriation~~. If the Director notifies the permittee to install a meter or other measuring device, the permittee shall install such device within the period stated in the notice. Such installation period shall not be less than 90 days unless special circumstances warrant a shorter installation period. Once installed, the permittee shall maintain the meter or measuring device in good working order, and shall allow the watermaster access to the device(s). The Director may provide an opportunity for the permittee to submit alternative measuring procedures for review and approval.
- B. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used, and may require the permittee to report water use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water-use information, the periods of water use, and the place and nature of use of water under

the permit. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.

The storage of water allowed herein is subject to the installation and maintenance of an outlet pipe, or the provision of other means to evacuate water when determined necessary by the Water Resources Director to satisfy prior downstream rights.

The permittee shall pass all live flow outside the storage season described above.

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.

The permittee shall not construct, operate or maintain any dam or artificial obstruction to fish passage in the channel of the subject stream without providing a fishway to ensure adequate upstream and downstream passage for fish, unless the permittee has requested and been granted a fish passage waiver by the Oregon Fish and Wildlife Commission. The permittee is hereby directed to contact an Oregon Department of Fish and Wildlife Fish Passage Coordinator, before beginning construction of any in-channel obstruction.

This permit does not provide for the appropriation of water for out-of-reservoir uses, the maintenance of the water level or maintaining a suitable freshwater condition. If any water is used for out-of-reservoir purposes, or any live flow is appropriated to maintain either the water level or a suitable freshwater condition, a secondary water right is required.

STANDARD CONDITIONS

1. Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.
2. This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.
3. By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.
4. The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.
5. This permit does not allow unauthorized inundation of property not under the ownership of the permit holder.
6. 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 Chapter 635, Division 415, Section 030 adopted November 13, 1991 shall be followed.
7. The use may be restricted if the quality of the source stream or downstream waters decreases to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.

8. If the volume of the completed reservoir is 9.2 acre feet or more and a dam is used to impound the water, the height of the dam shall be less than 10.0 feet.
9. The reservoir shall be filled and complete application of the stored water to the use shall be made on or before October 1, 2012.
10. Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use to the Oregon Water Resources Department.
11. The claim of beneficial use shall be prepared by a Certified Water Right Examiner in conformance with the requirements of OAR 690-014 if an associated secondary permit exists for the use of stored water under this permit, or if the reservoir capacity is equal to or greater than 9.2 acre-feet.
12. If no secondary permit exists and the reservoir capacity is less than 9.2 acre-feet of water, the claim of beneficial use need not be prepared by a Certified Water Right Examiner. The information submitted to the Oregon Water Resources Department shall include:
 - a. the dimensions of the reservoir;
 - b. the maximum capacity of the reservoir in acre-feet; and
 - c. a map identifying the location of the reservoir prepared in compliance with Water Resource Department standards.

Issued APRIL 24, 2008.



for Phillip C. Ward, Director
Water Resources Department

Search

Identify Non-Water Right Features

Tax Lots

Identify Tax Lots Off On OR Map

County: Null

Taxlot: 1715013001900

Owner1:

Owner2:

Owner Address: PO BOX 684, WALTERVILLE OR 97489

Site Address: 43825 GREENWOOD VILLAGE DR, LEABURG, OR 97489

Acres: 2.6

TBSQO: Null

Effective Date: January 1, 2016

Note: Tax lot information provided here is for general query purposes. It may not be up to date or may not be an official record. Please contact the respective county tax assessor's office for more current and specific information.

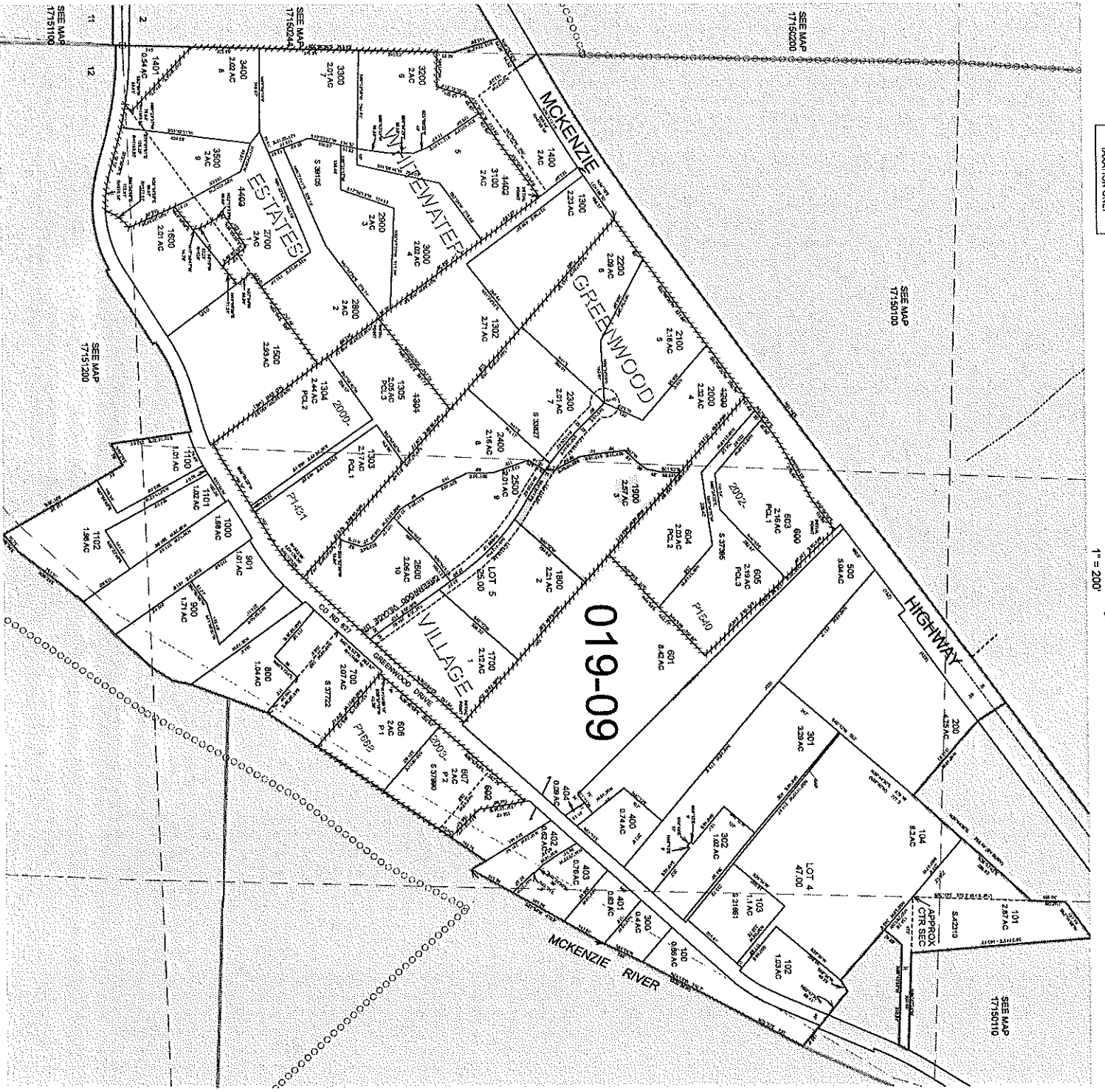
It is recommended to zoom to a detailed extent before query.

Tools

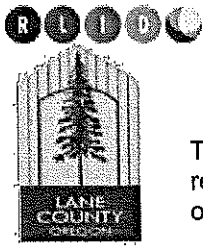
Layers

Bookmarks





REVISIONS
 1. LOT 15 - CORRECT MAP TO BE
 2. LOT 15 - LA BENTLEY, JR. & THOMPSON



**Lane County Assessment & Taxation
Property Information Search**

This public site contains the most commonly requested Assessment & Taxation information on property located within Lane County.

Most information is updated weekly.

For copies of tax statements, please go to <http://apps.lanecounty.org/TaxStatement/Search.aspx>.

To view tax maps, visit <http://apps.lanecounty.org/TaxMap/Search.aspx>.

This site is for general public use only. It is not intended for commercial use.



NEW! Commercial Appraisal Cards are now available online for Lane County properties.

To access the commercial appraisal card click on the map/taxlot link (if available).

Start Over

Account Number 1603479 **Map, Tax Lot & SIC** 17-15-01-30-01900

Site Address 43825 GREENWOOD VILLAGE DR LEABURG OR 97489

Taxpayer Address PO BOX 684 WALTERVILLE, OR 97489

Additional Account Numbers for this Tax Lot

Owner Information

Owner	Address	City State Zip
HARSHBARGER LOUIS G & REBECCA A	PO BOX 684	WALTERVILLE, OR 97489

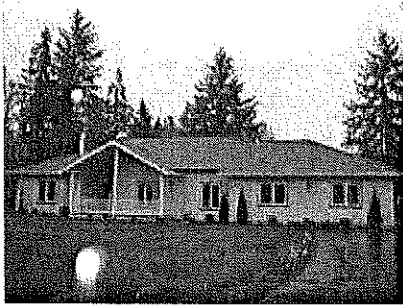
Special Assessment Program

Account Type	Real Property	no data available
Account Acreage	2.57	
Pending Property Change	NO	
Property Class	Tract	
		Taxlot Record <u>1715013001900</u>
		Commercial Appraisal Card n/a

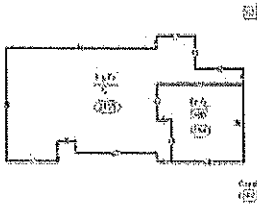
Assessor's Photos & Sketches

Click on any of the photo/sketch thumbnails to view and download the image full-size (opens in new window). Once in full-size view, use your browser "File>Save (Page) As" menu to download to your computer.

[About Assessor Sketches/Photos](#)



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12

12

Property Value and Taxes

Real Market Value (RMV)		Total Assessed Value	
Year	Land	Improvement	Total
2016	\$134,254	\$253,869	\$388,123
			\$326,323
2016 Taxable Value	2016 Tax	2016 Tax Code Area	**The tax shown is the amount certified for the current tax year. It does not reflect any subsequent value changes, nor does it include any discounts offered, payments made, interest owing, or previous year's owing.
\$326,323	** \$3,563.81	01909	

Residential **Building #1 (of 1)** If there are multiple dwellings, building characteristics will display for only one of the dwellings.

Year Built	1998	Base Sq Ft	Finished Sq Ft	Structure	Sq Ft
%	100			Bsmt Garage	N/A
Improvement Complete		Basement	N/A	Att Garage	684
		First	2135	Det Garage	N/A
		Second	N/A		
		Attic	N/A		
		Total	2135		N/A

Certificate Checklist for Qualifying Reservoirs

Under ORS 537.409(10)(11) (COBU by Permittee for "Alternative Reservoirs")

(Must be less than 9.2 acre feet)

File No. R- 86959

File Marked yes

Date Rec'd. 9/26/2016

Claim Logged yes

Reviewer Connie Vance

Peer Review _____

Intake Checklist

Does a secondary permit exist for use of water under this permit at the time of this submittal?

YES NO (If "Yes", this self certification cannot be accepted. The Claim must be prepared by a CWRE for both the reservoir and the secondary use permit.)

Are reservoir dimensions included? YES NO

Signed by all permittees? YES NO (Must be signed by all permittees. If not, Assignment may be needed).

Was a map included? YES NO (Must Identify Location of the Reservoir)

Processing Notes and Conclusions

The Claimed maximum capacity of the reservoir in acre feet is: _____

The Permitted capacity of the reservoir in acre feet is: _____

Is this reservoir located within an "Area of Interest"? YES NO

Identified Party _____

Current Ownership Check:

Does the County Assessor indicate that there is a new landowner? YES NO

(If new owners, indicate name and mailing address below)

Issue: PROPOSED (If fewer acre feet were developed than were permitted)

CERTIFICATE # _____

**CLAIM OF
BENEFICIAL USE**
**for Reservoirs storing less than
9.2 acre-feet permitted under
ORS 537.409**



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

**A fee of \$175 must accompany this form.
The Claim will be returned if the fee is not included.**

This form may be completed by the permit holder of record if:

- 1) The permit was issued under the authority of ORS 537.409.**
- 2) No secondary permit exists for the use of water stored in the reservoir.**
- 3) The developed capacity of the reservoir is less than 9.2 acre-feet.**
- 4) The water was stored by the date required in the permit.**

A separate form shall be completed for each permit.

This form must be submitted to the Water Resources Department within one year of storage of water in the reservoir.

Please type or print in dark ink. If the data provided is found to contain errors or omissions, it may be returned. The Department may require the submittal of additional information.

If you have questions regarding the completion of this form, please call 503-986-0900 and ask for the Certificate Section.

SECTION 1

GENERAL INFORMATION

RECEIVED BY OWRD

File Information

APPLICATION #	PERMIT #
R-86959	R-14592

SEP 26 2016

SALEM, OR

Applicant Information

APPLICANT NAME	PHONE NO.	ADDITIONAL CONTACT NO.	
Louis Guy and Rebecca Anne Harshbarger	541-896-3776		
ADDRESS			
43825 Greenwood Village Dr.			
CITY	STATE	ZIP	E-MAIL
Leaburg	OR	97489	

SECTION 2
RESERVOIR INFORMATION

Reservoir Dimensions and Capacity

AVERAGE LENGTH	AVERAGE WIDTH	AVERAGE DEPTH	MAXIMUM CAPACITY IN ACRE-FEET
60'	40'	4'	.22039

To determine capacity in acre-feet use for the above table, use the following calculation:

$$\text{Acre-feet} = \frac{(\text{Average Length})(\text{Average Width})(\text{Average Depth})}{43,560}$$

SECTION 3
MAP

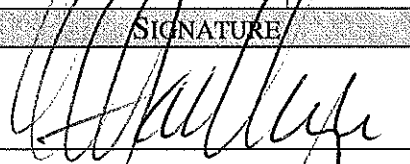
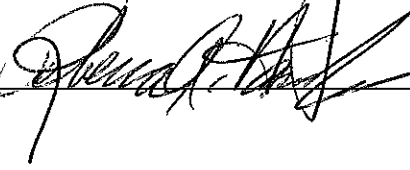
Attach a map identifying the reservoir location. If the water right application map accurately reflects the location of the reservoir, you may attach a copy it. Otherwise, you must submit a map meeting the standards of OAR 690-310-0050, which are attached.

Preparation of the map by a Certified Water Rights Examiner is **not** required for this type of permit, but may be submitted.

SECTION 4
SIGNATURE

This Claim of Beneficial Use must be signed by each permit holder of record.

By my signature, I certify that the information contained herein is true and correct to the best of my knowledge.

SIGNATURE	PRINT OR TYPE NAME	TITLE	DATE
	LOUIS G. HARSHBARGER	OWNER	9-20-16
	REBECCA A. HARSHBARGER	OWNER	9-20-16



Oregon

Kate Brown, Governor

Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

October 10, 2016

**Louis Guy
Rebecca Harshbarger
43825 Greenwood Village Dr
Leaburg OR 97489**

On September 26, 2016 the Water Resources Department received the Claim of Beneficial Use (COBU) for the following file(s):

Application R-86959 Permit R-14592

The COBU included a report and map. In the future the Department will review your submittal. At that time we will review these items and provide a final certificate, proposed certificate, or a request for additional information.

If you are interested in having your COBU reviewed sooner, you may pay to have your file processed immediately, using the Reimbursement Authority program, which is described at: http://www.wrd.state.or.us/OWRD/mgmt_reimbursement_authority.shtml

Customer Service phone: (503) 986-0801

If you sell the property, please contact the Department, or have the new owners contact the Department about the need to file an assignment.

Cc: file



Oregon

Kate Brown, Governor

Water Resources Department

North Mall Office Building
725 Summer St NE, Suite A
Salem, OR 97301
Phone (503) 986-0900
Fax (503) 986-0904
www.wrd.state.or.us

September 12, 2016

Louis Guy and Rebecca Anne Harshbarger
43825 Greenwood Village Dr
Leaburg, OR 97489

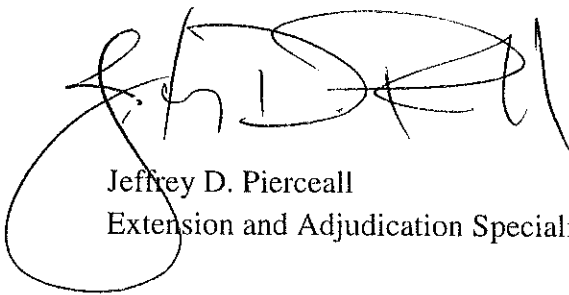
Reference: Application R-86959; Permit R-14592

Louis,

Thank you for contacting the Department about the certified mailing you received regarding the above reference permit. Enclosed, please find a Claim of Beneficial Use form and a copy of the original application map for the reservoir located on your property.

Please verify the location of the reservoir is accurate as shown on the map, and provide the dimensions of the reservoir on page 2 of the claim form. Both you and Rebecca will need to sign the form as you are both listed as permit holders of record. Once completed, please return the Claim form, map and the fees of \$175 to the Department for consideration of a Certificate.

Thank you,



Jeffrey D. Pierceall
Extension and Adjudication Specialist



Oregon

Kate Brown, Governor

Water Resources Department

North Mall Office Building
725 Summer St NE, Suite A
Salem, OR 97301
Phone (503) 986-0900
Fax (503) 986-0904
www.wrd.state.or.us

NOTE: For water rights information and useful forms, please see our web site at www.oregon.gov/OWRD

September 6, 2016

Certified mail number 7016 1370 0000 0681 2846

Return receipt requested

LOUIS GUY AND REBECCA ANNE HARSHBARGER
43825 GREENWOOD VILLAGE DR
LEABURG, OR 97489

Reference: Application R-86959, Permit R-14592

Dear Permit Holder:

This letter is in regard to your water use permit as referenced above. Your permit required you to complete the development of your water use by October 1, 2012.

In order for the Department to consider issuance of a certificate of water right, you are required by law to hire a certified water right examiner to prepare and submit a claim of beneficial use that includes a final proof survey map of the development. The map and claim of beneficial use were to have been submitted to our Department within one year of October 1, 2012. The fee for submitting a claim of beneficial use is \$175.00. Please see the enclosed 'Resource Sheet' for our current database of CWRE's.

If you are not finished with the development of your permit, you need to file an application for an extension of time to complete your development. The fee for filing an extension of time is \$575.00. Please see the enclosed 'Resource Sheet' to access the extension of time form.

In the event that you are no longer using water as allowed by this permit, you should cancel it so that we may clear our records. Please see the enclosed 'Resource Sheet' to access the cancellation form, if you are interested in this option.

If you have not submitted either a Claim of Beneficial Use or a request for an extension of time for your permit within 60 days of the date of this letter (November 4, 2016) the Department may issue a Final Order to cancel your permit without further notice. If the Department issues a Final Order to cancel your permit, and you request reconsideration of the final order and reinstatement of your permit, there is a \$450.00 reinstatement fee that is charged in addition to the claim of beneficial use or extension of time fee.

Should you have any questions, please contact Corey Courchane by telephone at 503-986-0825, Jeffrey Pierceall by telephone at 503-986-0802, or myself at the address above or by telephone at 503-986-0817.

Sincerely,

S. Phillips for

Jerry Sauter
Water Rights Program Analyst

Enclosures (1)

cc: File R-86959

OWRD Watermaster District 2



Mailing List for FO

Scheduled Mailing Date:

Application: R-86959

Permit: R-14592

Original mailed to Applicant with CBU form:

HAROLD BEDORTHA
43825 GREENWOOD VILLAGE DR
LEABURG OR 97489

Copies of FO and Map sent to:

1. File R-86959
2. Water Availability (Ken Stahr)
3. Watermaster District #2

Copies Mailed	
by:	<u>MS</u> (STAFF)
on:	<u>4/24/08</u> (DATE)

*Mailed
4-25-08*

**BEFORE THE WATER RESOURCES DEPARTMENT
OF THE STATE OF OREGON**

In the Matter of Water Rights Application)
R-86959, Lane County)

FINAL ORDER
APPROVING THE STORAGE OF
SURFACE WATER

Authority

Oregon Revised Statutes (ORS) 537.409 establishes the process by which an application to store waters of the public may be submitted.

Findings of Fact

1. On AUGUST 14, 2007, HAROLD BEDORTHA submitted an application for a permit to store water pursuant to ORS 537.409. The Department provided public notice of the application in the Department's weekly public notice on August 28, 2007. A 60-day comment period followed.
2. The Department has not received comments related to the possible issuance of the attached permit.
3. The Department has evaluated the application and any comments received, and finds that as conditioned, the proposed use will not impair or be detrimental to the public interest described in ORS 537.409(6).
4. The Department received a review from Oregon Department of Fish and Wildlife related to the possible issuance of a permit. No issues were raised in that review that require conditioning of the attached permit.
5. Water is available for the proposed use as described in the attached permit.
6. The use, as described in the attached permit, will not injure existing water rights and does not pose potential detrimental impacts to fishery resources.

APPEAL RIGHTS

Appeal to a circuit court: This is a final order in other than a contested case. Any party affected by a final order in other than a contested case issued by the Water Resources Commission or Water Resources Department may appeal the order to the appropriate circuit court (ORS 536.075). A petition for judicial review must be filed within the 60-day time period specified by ORS 183.484 (2).

Petition to the Department for Reconsideration of the Final Order: A person entitled to judicial review of this order may also file a petition for the Department's reconsideration of the order. The petition for reconsideration must be filed with the Department within 60 calendar days after the date of the order. A copy of the petition must also be delivered or mailed to all other persons and agencies requiring notification under statute or rule (OAR 137-004-0080). The petition must set forth the specific grounds for reconsideration, and may be supported by a written argument. The petition may include a request for a stay of the order if the petition complies with the requirements of OAR 137-003-0090 (2). The Department may grant or deny the petition by summary order. If the Department takes no action, the petition is deemed denied as provided by ORS 183.484 (2). A final order remains in effect during reconsideration until stayed or changed. Following reconsideration, the agency must enter a new order, which may be an order affirming the existing order (OAR 137-004-0080). Reconsideration cannot be granted after the filing of a petition for judicial review, unless permitted by the court (OAR 137-004-0080 (6)).

ORS 537.409 does not provide an opportunity to request a contested-case hearing. Appeal rights on this final order approving the application are limited to the above procedures.

Conclusions of Law

Application R-86959 is consistent with the requirements of ORS 537.409. Therefore, the proposed use will not impair or be detrimental to the public interest.

Now Therefore, it is Ordered:

Application R-86959 is approved pursuant to ORS 537.409, and Permit R-14592 is issued as limited by the conditions contained therein.

Dated at Salem, Oregon on APRIL 24, 2008.



for Phillip C. Ward, Director
Water Resources Department

This order was produced by Kerry Kavanagh. If you have any questions about any of the statements contained in this document, I am probably the best person to answer your questions. You may reach me at 503-986-0816 or Kerry.L.Kavanagh@wrdd.state.or.us.

If you have other questions about the Department or any of its programs please contact our Customer Service Group at 503-986-0801. Address all other correspondence to: Water Rights Section, Oregon Water Resources Department, 725 Summer St NE, Suite A, Salem OR 97301-1266, Fax: 503-986-0901.

STATE OF OREGON

COUNTY OF LANE

PERMIT TO CONSTRUCT A RESERVOIR AND STORE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO:

HAROLD BEDORTHA
 43825 GREENWOOD VILLAGE DR
 LEABURG OR 97489

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: R-86959

SOURCE OF WATER: COGSWELL CREEK, A TRIBUTARY OF MCKENZIE RIVER

STORAGE FACILITY: A RESERVOIR

MAXIMUM VOLUME: 0.114 ACRE FOOT

DATE OF PRIORITY: AUGUST 14, 2007

WATER MAY BE APPROPRIATED DURING THE PERIOD:

Use	Period
Fish Culture	November 1 – July 15
Wildlife	November 1 – July 15

Dam Location/Authorized Point of Diversion:

	Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
Center of Reservoir	17 S	1 E	WM	1	NW SW	1050 FEET SOUTH AND 1150 FEET EAST FROM W1/4 CORNER, SECTION 1
Point of Diversion	17 S	1 E	WM	1	NW SW	930 FEET SOUTH AND 1120 FEET EAST FROM W1/4 CORNER, SECTION 1

The Area To Be Submerged:

Twp	Rng	Mer	Sec	Q-Q
17 S	1 E	WM	1	NW SW

Measurement, recording and reporting conditions:

- A. The Director may require the permittee to install a totalizing flow meter or other suitable measuring device as approved by the Director at each point of diversion appropriation. If the Director notifies the permittee to install a meter or other measuring device, the permittee shall install such device within the period stated in the notice. Such installation period shall not be less than 90 days unless special circumstances warrant a shorter installation period. Once installed, the permittee shall maintain the meter or measuring device in good working order, and shall allow the watermaster access to the device(s). The Director may provide an opportunity for the permittee to submit alternative measuring procedures for review and approval.
- B. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used, and may require the permittee to report water use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water-use information, the periods of water use, and the place and nature of use of water under

the permit. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.

The storage of water allowed herein is subject to the installation and maintenance of an outlet pipe, or the provision of other means to evacuate water when determined necessary by the Water Resources Director to satisfy prior downstream rights.

The permittee shall pass all live flow outside the storage season described above.

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.

The permittee shall not construct, operate or maintain any dam or artificial obstruction to fish passage in the channel of the subject stream without providing a fishway to ensure adequate upstream and downstream passage for fish, unless the permittee has requested and been granted a fish passage waiver by the Oregon Fish and Wildlife Commission. The permittee is hereby directed to contact an Oregon Department of Fish and Wildlife Fish Passage Coordinator, before beginning construction of any in-channel obstruction.

This permit does not provide for the appropriation of water for out-of-reservoir uses, the maintenance of the water level or maintaining a suitable freshwater condition. If any water is used for out-of-reservoir purposes, or any live flow is appropriated to maintain either the water level or a suitable freshwater condition, a secondary water right is required.

STANDARD CONDITIONS

1. Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.
2. This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.
3. By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.
4. The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.
5. This permit does not allow unauthorized inundation of property not under the ownership of the permit holder.
6. 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 Chapter 635, Division 415, Section 030 adopted November 13, 1991 shall be followed.
7. The use may be restricted if the quality of the source stream or downstream waters decreases to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.

8. If the volume of the completed reservoir is 9.2 acre feet or more and a dam is used to impound the water, the height of the dam shall be less than 10.0 feet.
9. The reservoir shall be filled and complete application of the stored water to the use shall be made on or before October 1, 2012.
10. Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use to the Oregon Water Resources Department.
11. The claim of beneficial use shall be prepared by a Certified Water Right Examiner in conformance with the requirements of OAR 690-014 if an associated secondary permit exists for the use of stored water under this permit, or if the reservoir capacity is equal to or greater than 9.2 acre-feet.
12. If no secondary permit exists and the reservoir capacity is less than 9.2 acre-feet of water, the claim of beneficial use need not be prepared by a Certified Water Right Examiner. The information submitted to the Oregon Water Resources Department shall include:
 - a. the dimensions of the reservoir;
 - b. the maximum capacity of the reservoir in acre-feet; and
 - c. a map identifying the location of the reservoir prepared in compliance with Water Resource Department standards.

Issued APRIL 24, 2008.

E. Timothy Ward

for Phillip C. Ward, Director
Water Resources Department

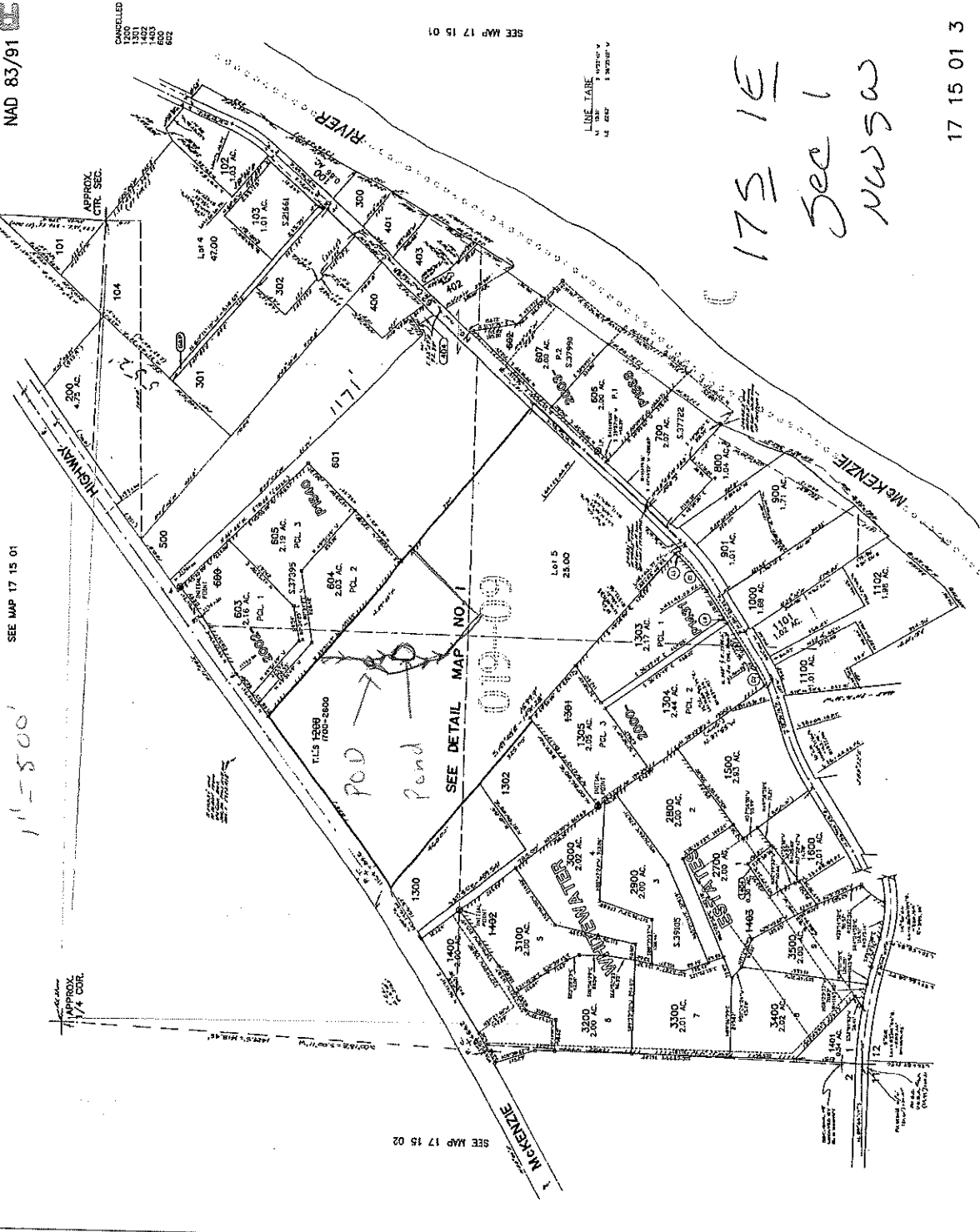
AUG 14 2007

RECEIVED

17 15 01
NAD 83/91

NO.	DATE	BY	REVISION
1	08/14/07	J. [unclear]	INITIAL DESIGN
2	08/14/07	J. [unclear]	REVISED DESIGN
3	08/14/07	J. [unclear]	REVISED DESIGN
4	08/14/07	J. [unclear]	REVISED DESIGN
5	08/14/07	J. [unclear]	REVISED DESIGN
6	08/14/07	J. [unclear]	REVISED DESIGN
7	08/14/07	J. [unclear]	REVISED DESIGN
8	08/14/07	J. [unclear]	REVISED DESIGN
9	08/14/07	J. [unclear]	REVISED DESIGN
10	08/14/07	J. [unclear]	REVISED DESIGN

S.W.1/4 SEC.1, T.17S. R.1 E.W.M.
LANE COUNTY
SCALE 1" = 800'



Pond on T2 1900
T 17S R 5 E
section 1
in NWSW
center of Pond
is
1050 ft South
1150 ft East
of
West 1/4 Corner
section 1
Point of
Diversion
is
930' South
and 1120' East
of
West 1/4 Cor
section 1
APPNO R 86959 Permit No R 14592

T 17S R 5 E
Sec 1
NWSW

17 15 01 3

SEE MAP 17 15 12

SEE MAP 17 15 02

SEE DETAIL MAP NO. 1
019-09

SEE MAP 17 15 01

CANCELLED
1381
1382
1403
620
622

LINE TABLE
1. 100' 1.000
2. 100' 1.000
3. 100' 1.000

FOR ASSESSMENT
AND TAXATION
ONLY

APPROX.
1/4 COR.

SEE MAP 17 15 01

ORS 537.409 ALTERNATE RESERVOIR WORKSHEET

FILE #: R-86959
WM DIST: 2
REGION: NWR
WID #: 2-528

PUBLIC NOTICE: 8/28/2007

Land Use complete Yes No NA

Appropriate Fees Yes No, need: _____
(\$40 base & \$10 per af w/ max of \$250 for Q) OR (\$80 base & \$20 per af w/ no max)

Secondary app necessary Yes, App S- _____ No

Stream withdrawn Yes No

SWW In (may not be allowed) Out or Above

Mail forms to appropriate Interagency Review Team members. Mailed on September 15, 2007

ODFW Contact: Jeff Ziller (cc: Kelly Reis)

DEQ Contact: Jared Rubin

Watermaster: Michael Mattick

If in Umatilla: Confederated Tribes of the Umatilla Indian Reservation, PO Box 638, Pendleton, Oregon 97801

Water available: January 1 through December 31

Allowed season: JAN FEB MAR APR MAY JUN JUL AUG SEP OCT NOV DEC

Measurement Conditions: 0.114 AF Small (≤ 9.2 af) | Medium (> 9.2 , but < 100 af) | Large (≥ 100 af or govt. entity, 537.099)
July 15

Other Conditions: WM - storage season Nov 1 - July 15
ODFW - proposed reservoir will not pose sign. det. impact to
an existing fishery resource

Assign permit number R- 14592

Remarks: _____

Completed by Kerry Kavanagh on 8/27/2007. Peer review: Jeanne Eastman *Jme*

WATERMASTER ALTERNATE RESERVOIR APPLICATION REVIEW SHEET

Recommendations for Water Right Applications under the Alternate Reservoir review process (ORS 537.409)

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 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))

The review of alternate reservoirs is limited to these criteria only.

Date: September 15, 2007

R-86959

Please return to

HAROLD BEDORTHA

WRAD before: October 19, 2007

Water is available: January 1 through December 31

43825 GREENWOOD VILLAGE DRIVE
LEABURG, OR 97489

1) Does the proposed reservoir have the potential to injure existing water rights?

NO / YES

Explain: _____

2) Can conditions be applied to mitigate the potential injury to existing water rights?

NO / YES

If YES, which conditions are recommended:

If needed

Recommend Storage Season NOV 1 thru July 15

3) Did you meet with staff from another agency to discuss this application?

NO / YES

Who: _____ Agency: _____ Date: _____
Who: _____ Agency: _____ Date: _____

Watermaster signature: *Michael J. Mathis* Date: *10-31-2007*

WRD Contact: Caseworker: Kerry Kavanagh, Water Rights Division
503-986-0816/ Fax: 503-986-0901 / e-mail: Kerry.L.KAVANAGH@ wrd.state.or.us

RECEIVED

NOV 01 2007

WATER RESOURCES DEPT
SALEM, OREGON

The following condition will be included in any permit issued unless ODFW explicitly requests that it be omitted:

The permittee shall not construct, operate or maintain any dam or artificial obstruction to fish passage in the channel of the subject stream without providing a fishway to ensure adequate upstream and downstream passage for fish, unless the permittee has requested and been granted a fish passage waiver or exemption through the Oregon Department of Fish and Wildlife. The permittee is hereby directed to contact an Oregon Department of Fish and Wildlife Fish Passage Coordinator before beginning construction of any in-channel obstruction.

- 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 Chapter 635, Division 415, Section 030 adopted November 13, 1991 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.
- 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.
- fishmay** 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.
- 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 _____ through _____.
- b57** Before water use may begin under this permit, a totalizing flow meter must be installed at each diversion point. The totalizing flow meter must be installed and maintained as identified in OAR 690-507-645.
- b58** Before water use may begin under this permit, a staff gage that measures the entire range and stage between full reservoir level 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. Additionally, before water use may begin under this permit, if the reservoir is located in channel then weirs or other suitable measuring devices must be installed upstream and downstream of the reservoir, and, a gated valve outlet must be installed. A written waiver may be obtained from the local Watermaster if in his judgement the installation of the weir(s) will provide no public benefit.
- 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 _____ River or sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.
- 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 Chapter 635, Division 415, Section 030 adopted November 13, 1991 shall be followed.
- 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.
- fence** The stream and its adjacent riparian area shall be fenced to exclude livestock.
- bly** 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.

Jeff Ziller (cc: Kelly Reis)

ODFW ALTERNATE RESERVOIR APPLICATION REVIEW SHEET

Recommendations for Water Right Applications under the Alternate Reservoir review process (ORS 537.409)

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.

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Within 60 days after the 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))

The review of alternate reservoirs is limited to these criteria only.

Date: September 15, 2007
Please return to
WRAD before: October 19, 2007
Water is available: January 1 through December 31

R-86959
HAROLD BEDORTHA
43825 GREENWOOD VILLAGE DRIVE
LEABURG, OR 97489

1) Would the proposed reservoir pose a significant detrimental impact to an existing fishery resource? **NO** / YES
Explain: (For example, list STE species or other existing fishery resources that would be negatively impacted.)

Please check either of the boxes below if appropriate:

- Any diversion or appropriation of water for storage during the period _____ through _____ 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.)
- 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 poses a significant detrimental impact to existing fishery resources during the period April 15 through September 30.

2) Can conditions be applied to mitigate the significant detrimental impact to an existing fishery resource? **NO** / YES
If YES, which conditions are recommended: (select from the Menu of Conditions listed on back)

3) Did you meet with staff from another agency to discuss this application?

NO / YES

Who: _____ Agency: _____ Date: _____
Who: _____ Agency: _____ Date: _____

ODFW Representative Signature: Kelly Reis Date: 09 April 2008

WRD Contact: Caseworker: Kerry Kavanagh, Water Rights Division
503-986-0816/ Fax: 503-986-0901 / e-mail: Kerry.L.KAVANAGH@wrд.state.or.us

Fax TO: 21 of 1

From: Kelly Reis, ODFW ph: 541-726-3575 x 29

Kerry Kavanagh

From: kelly Reis [Kelly.E.Reis@state.or.us]
Sent: Wednesday, April 09, 2008 3:30 PM
To: Kerry Kavanagh; ZILLER Jeffrey S; REIS Kelly E
Cc: KAVANAGH Kerry L; Michael Mattick
Subject: RE: Alternate Reservoir review - Application R-86959 Harold Bedortha

Thanks for the reminder, Kerry.

I just faxed the completed form to you. Please let me know if you have questions.

Kelly

Kelly Reis, Assistant District Fish Biologist
Oregon Department of Fish and Wildlife

3150 Main Street | Springfield, OR | 97478
P: 541-726-3515, ext. 29 | F: 541-726-2505

kelly.e.reis@state.or.us

From: Kerry Kavanagh [mailto:kavanakl@wrd.state.or.us]
Sent: Wednesday, April 09, 2008 1:22 PM
To: ZILLER Jeffrey S; REIS Kelly E
Cc: KAVANAGH Kerry L; Michael Mattick
Subject: Alternate Reservoir review - Application R-86959 Harold Bedortha

Jeff and Kelly,

We have a policy which requires us to get comments from Alternate Reservoir reviewers' before we can proceed with a Final Order for an application.

I haven't yet received comments from you re: R-86959, Harold Bedortha, after sending out the review sheet on 9/15/07. I'd be happy to re-send the documents if you need them. Please complete/return the form, or if you have no concerns you can simply reply to this email.

Thanks for your help.

Kerry

Kerry Kavanagh
Application Caseworker

4/9/2008

Water Rights Section
Oregon Water Resources Department
725 Summer St. NE Suite A
Salem, OR 97301
(503) 986-0816

Kerry Kavanagh

From: Kerry Kavanagh [kavanakl@wrд.state.or.us]
Sent: Wednesday, April 09, 2008 1:22 PM
To: ZILLER Jeffrey S; REIS Kelly E
Cc: KAVANAGH Kerry L; Michael Mattick
Subject: Alternate Reservoir review - Application R-86959 Harold Bedortha

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Thanks for your help.

Kerry

Kerry Kavanagh
Application Caseworker
Water Rights Section
Oregon Water Resources Department
725 Summer St. NE Suite A
Salem, OR 97301
(503) 986-0816

Analysis for Application: R86959

Location: 17S-1E-1-NWSW

Uses: FIP|WIP

Basins

BASIN_NUM	BASIN_NAME
2	Willamette

Records Found: 1

WaterMaster Districts

OBJECTID	DISTRICT_N	REGION	WATERMASTE	ADDRESS	CITY	ZIP_CODE	VOICE	EXTENSION	FAX	SHAPE_A
19	2	NW	Mike Mattick	Central Lane Justice Court, 220 North Fifth	Springfield	97477	541-687-3620		541-746-1861	1781964790

Records Found: 1

WAB

GAGE	BASIN	LINK1	LINK2
528	2	Water Availability: 50% 80%	Peak Flow Analysis

Records Found: 1

County

COUNTY	FIPS
Lane	41039

Records Found: 1

Groundwater Restricted Records Found: 0

Divison 33 Area

DIV33
In a Div33 area

Records Found: 1

Rule 4D

RULE4D
In a Rule4D Area

Records Found: 1

303D Streams Records Found: 0

303D Lakes Records Found: 0

Water Availability

WATER AVAILABILITY TABLE
 Water Availability as of 8/27/2007 for
 MCKENZIE R > WILLAMETTE R - AB MOUTH

Watershed ID #: 528 Basin: WILLAMETTE Exceedance Level: 50
 Time: 11:18 Date: 08/27/2007

Select an Item Number for More Details

Item #	Watershed ID #	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Sto
1	181	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES
2	182	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES
3	183	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES
4	30200321	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES
5	528	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES

water available 4R

STREAM NAMES

Water Availability as of 8/27/2007 for
 MCKENZIE R > WILLAMETTE R - AB MOUTH

Watershed ID #: 528 Basin: WILLAMETTE Exceedance Level: 50
 Time: 11:18 Date: 08/27/2007

Item Watershed ID Stream Name

1	181	WILLAMETTE R > COLUMBIA R - AT MOUTH
2	182	WILLAMETTE R > COLUMBIA R - AB MOLALLA R
3	183	WILLAMETTE R > COLUMBIA R - AB MILL CR AT GAGE 14191000
4	30200321	WILLAMETTE R > COLUMBIA R - AB PERIWINKLE CR AT GAGE 14174
5	528	MCKENZIE R > WILLAMETTE R - AB MOUTH

LIMITING WATERSHEDS

Water Availability as of 8/27/2007 for
 MCKENZIE R > WILLAMETTE R - AB MOUTH

Watershed ID #: 528 Basin: WILLAMETTE Exceedance Level: 50
 Time: 11:18 Date: 08/27/2007

Mnth	Limiting Watershed	Stream Name	Water Avail?	Net Water Available
1	528	MCKENZIE R > WILLAMETTE R - AB MOUTH	YES	6120.0
2	528	MCKENZIE R > WILLAMETTE R - AB MOUTH	YES	5880.0
3	528	MCKENZIE R > WILLAMETTE R - AB MOUTH	YES	5180.0
4	528	MCKENZIE R > WILLAMETTE R - AB MOUTH	YES	4190.0
5	528	MCKENZIE R > WILLAMETTE R - AB MOUTH	YES	3720.0
6	528	MCKENZIE R > WILLAMETTE R - AB MOUTH	YES	2380.0
7	528	MCKENZIE R > WILLAMETTE R - AB MOUTH	YES	1010.0
8	528	MCKENZIE R > WILLAMETTE R - AB MOUTH	YES	598.0
9	528	MCKENZIE R > WILLAMETTE R - AB MOUTH	YES	617.0
10	528	MCKENZIE R > WILLAMETTE R - AB MOUTH	YES	958.0
11	528	MCKENZIE R > WILLAMETTE R - AB MOUTH	YES	3030.0
12	528	MCKENZIE R > WILLAMETTE R - AB MOUTH	YES	5440.0
Stor	528	MCKENZIE R > WILLAMETTE R - AB MOUTH	YES	2350000.0

DETAILED REPORT ON THE WATER AVAILABILITY CALCULATION

Water Availability as of 8/27/2007 for

WILLAMETTE R > COLUMBIA R - AT MOUTH

Watershed ID #: 181 Basin: WILLAMETTE Exceedance Level: 50
 Time: 11:18 Date: 08/27/2007

Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Requirements	Net Water Available
1	51100.00	2720.00	48400.00	0.00	1500.00	46900.00
2	49100.00	7990.00	41100.00	0.00	1500.00	39600.00
3	42400.00	7580.00	34800.00	0.00	1500.00	33300.00
4	36400.00	7200.00	29200.00	0.00	1500.00	27700.00
5	28300.00	4450.00	23800.00	0.00	1500.00	22300.00
6	15800.00	2600.00	13200.00	0.00	1500.00	11700.00
7	7980.00	2550.00	5430.00	0.00	1500.00	3930.00
8	5530.00	2320.00	3210.00	0.00	1500.00	1710.00
9	5740.00	1940.00	3800.00	0.00	1500.00	2300.00
10	8390.00	741.00	7650.00	0.00	1500.00	6150.00
11	24400.00	1030.00	23400.00	0.00	1500.00	21900.00
12	52800.00	1370.00	51400.00	0.00	1500.00	49900.00
Stor-50%	19700000	2546000	17200000	0	1090000	16100000

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGES

Water Availability as of 8/27/2007 for

WILLAMETTE R > COLUMBIA R - AT MOUTH

Watershed ID #: 181 Basin: WILLAMETTE Exceedance Level: 50
 Time: 11:18 Date: 08/27/2007

Mo	Storage	Irrig	Munic	Ind/Man	Commer	Domest	Agricul	Other	Total
1	1930.00	0.00	485.00	99.60	9.49	23.80	125.00	43.70	2720.00
2	7200.00	0.00	485.00	99.60	9.49	23.80	126.00	43.70	7990.00
3	6770.00	6.42	485.00	99.60	9.49	23.80	127.00	46.80	7570.00
4	6370.00	42.70	485.00	99.60	9.49	23.80	121.00	46.80	7200.00
5	3430.00	293.00	481.00	99.60	9.34	23.80	89.60	26.20	4450.00
6	442.00	586.00	1340.00	99.60	9.18	23.80	78.80	24.90	2600.00
7	14.00	993.00	1340.00	94.30	9.17	23.80	50.20	24.60	2550.00
8	2.03	780.00	1340.00	94.30	9.17	22.40	48.50	24.50	2320.00
9	0.75	385.00	1340.00	99.50	9.17	22.40	64.00	24.80	1950.00
10	0.52	27.70	476.00	99.60	9.18	22.40	67.10	38.60	741.00
11	261.00	0.00	485.00	99.60	9.48	23.80	106.00	42.10	1030.00
12	582.00	0.00	485.00	99.60	9.49	23.80	126.00	43.70	1370.00

DETAILED REPORT OF RESERVATIONS FOR CONSUMPTIVE USE

Water Availability as of 8/27/2007 for

WILLAMETTE R > COLUMBIA R - AT MOUTH

Watershed ID #: 181 Basin: WILLAMETTE Exceedance Level: 50
 Time: 11:18 Date: 08/27/2007

-----Reservations-----								
APP #	0	0	0	0	0	0	0	TOTAL
Status Use								
1	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
2	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
3	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
5	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
6	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
7	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
8	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
9	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
10	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
11	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

DETAILED REPORT OF INSTREAM REQUIREMENTS

Water Availability as of 8/27/2007 for

WILLAMETTE R > COLUMBIA R - AT MOUTH

Watershed ID #: 181 Basin: WILLAMETTE Exceedance Level: 50
 Time: 11:18 Date: 08/27/2007

-----ISWRs-----								
APP #	MF 181	0	0	0	0	0	0	MAXIMUM
Status	Cert.							
1	1500.00	0.00	0.00	0.00	0.00	0.00	0.00	1500.00
2	1500.00	0.00	0.00	0.00	0.00	0.00	0.00	1500.00
3	1500.00	0.00	0.00	0.00	0.00	0.00	0.00	1500.00
4	1500.00	0.00	0.00	0.00	0.00	0.00	0.00	1500.00
5	1500.00	0.00	0.00	0.00	0.00	0.00	0.00	1500.00
6	1500.00	0.00	0.00	0.00	0.00	0.00	0.00	1500.00
7	1500.00	0.00	0.00	0.00	0.00	0.00	0.00	1500.00
8	1500.00	0.00	0.00	0.00	0.00	0.00	0.00	1500.00
9	1500.00	0.00	0.00	0.00	0.00	0.00	0.00	1500.00
10	1500.00	0.00	0.00	0.00	0.00	0.00	0.00	1500.00
11	1500.00	0.00	0.00	0.00	0.00	0.00	0.00	1500.00
12	1500.00	0.00	0.00	0.00	0.00	0.00	0.00	1500.00

DETAILED REPORT ON THE WATER AVAILABILITY CALCULATION

Water Availability as of 8/27/2007 for

WILLAMETTE R > COLUMBIA R - AB MOLALLA R

Watershed ID #: 182

Basin: WILLAMETTE

Exceedance Level: 50

Time: 11:18

Date: 08/27/2007

Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Requirements	Net Water Available
1	38500.00	2250.00	36200.00	0.00	1500.00	34700.00
2	37100.00	7440.00	29700.00	0.00	1500.00	28200.00
3	32800.00	7220.00	25600.00	0.00	1500.00	24100.00
4	28300.00	6870.00	21400.00	0.00	1500.00	19900.00
5	22200.00	4200.00	18000.00	0.00	1500.00	16500.00
6	12500.00	2050.00	10500.00	0.00	1500.00	8950.00
7	6330.00	1870.00	4460.00	0.00	1500.00	2960.00
8	4290.00	1710.00	2570.00	0.00	1500.00	1070.00
9	4420.00	1470.00	2950.00	0.00	1500.00	1450.00
10	6690.00	718.00	5970.00	0.00	1500.00	4470.00
11	19000.00	851.00	18100.00	0.00	1500.00	16600.00
12	40700.00	923.00	39800.00	0.00	1500.00	38300.00
Stor-50%	15200000	2245000	13000000	0	1090000	11900000

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGES

Water Availability as of 8/27/2007 for

WILLAMETTE R > COLUMBIA R - AB MOLALLA R

Watershed ID #: 182

Basin: WILLAMETTE

Exceedance Level: 50

Time: 11:18

Date: 08/27/2007

Mo	Storage	Irrig	Munic	Ind/Man	Commer	Domest	Agricul	Other	Total
1	1530.00	0.00	512.00	84.90	8.12	18.00	77.40	24.80	2260.00
2	6710.00	0.00	512.00	84.90	8.12	18.00	77.40	24.80	7440.00
3	6490.00	4.39	512.00	84.90	8.12	18.00	79.50	24.90	7220.00
4	6120.00	29.40	512.00	84.90	8.12	18.00	76.00	24.90	6870.00
5	3300.00	201.00	509.00	84.90	8.12	18.00	65.90	9.67	4200.00
6	421.00	403.00	1040.00	84.90	8.12	18.00	63.70	9.52	2050.00
7	3.90	675.00	1040.00	79.60	8.12	18.00	35.80	9.22	1870.00
8	1.99	528.00	1040.00	79.50	8.12	16.60	34.40	9.14	1720.00
9	0.70	262.00	1040.00	84.80	8.12	16.60	50.00	9.40	1470.00
10	0.35	18.90	512.00	84.90	8.12	16.60	53.40	23.20	717.00
11	126.00	0.00	512.00	84.90	8.12	18.00	76.30	24.80	850.00
12	198.00	0.00	512.00	84.90	8.12	18.00	77.40	24.80	923.00

DETAILED REPORT OF RESERVATIONS FOR CONSUMPTIVE USE

Water Availability as of 8/27/2007 for
WILLAMETTE R > COLUMBIA R - AB MOLALLA R

Watershed ID #: 182 Basin: WILLAMETTE Exceedance Level: 50
Time: 11:18 Date: 08/27/2007

Reservations								
APP #	0	0	0	0	0	0	0	TOTAL
Status Use								
1	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
2	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
3	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
5	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
6	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
7	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
8	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
9	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
10	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
11	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

DETAILED REPORT OF INSTREAM REQUIREMENTS

Water Availability as of 8/27/2007 for
WILLAMETTE R > COLUMBIA R - AB MOLALLA R

Watershed ID #: 182 Basin: WILLAMETTE Exceedance Level: 50
Time: 11:18 Date: 08/27/2007

ISWRs								
APP #	MF 182	0	0	0	0	0	0	MAXIMUM
Status	Cert.							
1	1500.00	0.00	0.00	0.00	0.00	0.00	0.00	1500.00
2	1500.00	0.00	0.00	0.00	0.00	0.00	0.00	1500.00
3	1500.00	0.00	0.00	0.00	0.00	0.00	0.00	1500.00
4	1500.00	0.00	0.00	0.00	0.00	0.00	0.00	1500.00
5	1500.00	0.00	0.00	0.00	0.00	0.00	0.00	1500.00
6	1500.00	0.00	0.00	0.00	0.00	0.00	0.00	1500.00
7	1500.00	0.00	0.00	0.00	0.00	0.00	0.00	1500.00
8	1500.00	0.00	0.00	0.00	0.00	0.00	0.00	1500.00
9	1500.00	0.00	0.00	0.00	0.00	0.00	0.00	1500.00
10	1500.00	0.00	0.00	0.00	0.00	0.00	0.00	1500.00
11	1500.00	0.00	0.00	0.00	0.00	0.00	0.00	1500.00
12	1500.00	0.00	0.00	0.00	0.00	0.00	0.00	1500.00

DETAILED REPORT ON THE WATER AVAILABILITY CALCULATION

Water Availability as of 8/27/2007 for

WILLAMETTE R > COLUMBIA R - AB MILL CR AT GAGE 14191000

Watershed ID #: 183 Basin: WILLAMETTE Exceedance Level: 50
 Time: 11:18 Date: 08/27/2007

Month	Natural Stream Flow	Consumptiv Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Requirements	Net Water Available
1	32500.00	2190.00	30300.00	0.00	1300.00	29000.00
2	31500.00	7370.00	24100.00	0.00	1300.00	22800.00
3	28600.00	7170.00	21400.00	0.00	1300.00	20100.00
4	25700.00	6820.00	18900.00	0.00	1300.00	17600.00
5	21000.00	4110.00	16900.00	0.00	1300.00	15600.00
6	12100.00	1630.00	10500.00	0.00	1300.00	9170.00
7	6070.00	1380.00	4690.00	0.00	1300.00	3390.00
8	4110.00	1270.00	2840.00	0.00	1300.00	1540.00
9	4210.00	1100.00	3110.00	0.00	1300.00	1810.00
10	6410.00	701.00	5710.00	0.00	1300.00	4410.00
11	17000.00	809.00	16200.00	0.00	1300.00	14900.00
12	34700.00	862.00	33800.00	0.00	1300.00	32500.00
Stor-50%	13500000	2114000	11400000	0	942000	10400000

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGES

Water Availability as of 8/27/2007 for

WILLAMETTE R > COLUMBIA R - AB MILL CR AT GAGE 14191000

Watershed ID #: 183 Basin: WILLAMETTE Exceedance Level: 50
 Time: 11:18 Date: 08/27/2007

Mo	Storage	Irrig	Munic	Ind/Man	Commer	Domest	Agricul	Other	Total
1	1500.00	0.00	569.00	58.30	3.54	12.70	24.00	23.80	2190.00
2	6690.00	0.00	569.00	58.30	3.54	12.70	24.00	23.80	7380.00
3	6470.00	3.08	569.00	58.30	3.54	12.70	25.10	23.80	7170.00
4	6110.00	19.50	569.00	58.30	3.54	12.70	22.60	23.80	6820.00
5	3300.00	141.00	565.00	58.30	3.54	12.70	21.50	9.09	4110.00
6	420.00	285.00	818.00	58.30	3.54	12.70	21.50	9.09	1630.00
7	3.85	476.00	815.00	54.70	3.54	12.70	5.05	8.87	1380.00
8	1.97	370.00	815.00	54.70	3.54	12.70	5.05	8.79	1270.00
9	0.67	183.00	817.00	58.20	3.54	12.70	19.10	8.97	1100.00
10	0.27	13.30	569.00	58.30	3.54	12.70	21.40	22.80	701.00
11	119.00	0.00	569.00	58.30	3.54	12.70	22.90	23.80	809.00
12	171.00	0.00	569.00	58.30	3.54	12.70	24.00	23.80	862.00

DETAILED REPORT OF RESERVATIONS FOR CONSUMPTIVE USE

Water Availability as of 8/27/2007 for

WILLAMETTE R > COLUMBIA R - AB MILL CR AT GAGE 14191000

Watershed ID #: 183 Basin: WILLAMETTE Exceedance Level: 50
 Time: 11:18 Date: 08/27/2007

-----Reservations-----								
APP #	0	0	0	0	0	0	0	TOTAL
Status Use								
1	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
2	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
3	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
5	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
6	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
7	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
8	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
9	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
10	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
11	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

DETAILED REPORT OF INSTREAM REQUIREMENTS

Water Availability as of 8/27/2007 for

WILLAMETTE R > COLUMBIA R - AB MILL CR AT GAGE 14191000

Watershed ID #: 183 Basin: WILLAMETTE Exceedance Level: 50
 Time: 11:18 Date: 08/27/2007

-----ISWRs-----								
APP #	MF 183	0	0	0	0	0	0	MAXIMUM
Status	Cert.							
1	1300.00	0.00	0.00	0.00	0.00	0.00	0.00	1300.00
2	1300.00	0.00	0.00	0.00	0.00	0.00	0.00	1300.00
3	1300.00	0.00	0.00	0.00	0.00	0.00	0.00	1300.00
4	1300.00	0.00	0.00	0.00	0.00	0.00	0.00	1300.00
5	1300.00	0.00	0.00	0.00	0.00	0.00	0.00	1300.00
6	1300.00	0.00	0.00	0.00	0.00	0.00	0.00	1300.00
7	1300.00	0.00	0.00	0.00	0.00	0.00	0.00	1300.00
8	1300.00	0.00	0.00	0.00	0.00	0.00	0.00	1300.00
9	1300.00	0.00	0.00	0.00	0.00	0.00	0.00	1300.00
10	1300.00	0.00	0.00	0.00	0.00	0.00	0.00	1300.00
11	1300.00	0.00	0.00	0.00	0.00	0.00	0.00	1300.00
12	1300.00	0.00	0.00	0.00	0.00	0.00	0.00	1300.00

DETAILED REPORT ON THE WATER AVAILABILITY CALCULATION

Water Availability as of 8/27/2007 for

WILLAMETTE R > COLUMBIA R - AB PERIWINKLE CR AT GAGE 14174

Watershed ID #: 30200321

Basin: WILLAMETTE

Exceedance Level: 50

Time: 11:18

Date: 08/27/2007

Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Requirements	Net Water Available
1	17300.00	1340.00	16000.00	0.00	1750.00	14200.00
2	17400.00	4250.00	13200.00	0.00	1750.00	11400.00
3	15800.00	4530.00	11300.00	0.00	1750.00	9520.00
4	13800.00	4230.00	9580.00	0.00	1750.00	7830.00
5	11400.00	2500.00	8900.00	0.00	1750.00	7150.00
6	7370.00	806.00	6560.00	0.00	1750.00	4810.00
7	4130.00	608.00	3520.00	0.00	1750.00	1770.00
8	2980.00	555.00	2420.00	0.00	1750.00	675.00
9	2970.00	476.00	2490.00	0.00	1750.00	745.00
10	3550.00	235.00	3320.00	0.00	1750.00	1570.00
11	8170.00	320.00	7850.00	0.00	1750.00	6100.00
12	19100.00	341.00	18800.00	0.00	1750.00	17000.00
Stor-50%	7460000	1201000	6260000	0	1270000	4990000

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGES

Water Availability as of 8/27/2007 for

WILLAMETTE R > COLUMBIA R - AB PERIWINKLE CR AT GAGE 14174

Watershed ID #: 30200321

Basin: WILLAMETTE

Exceedance Level: 50

Time: 11:18

Date: 08/27/2007

Mo	Storage	Irrig	Munic	Ind/Man	Commer	Domest	Agricul	Other	Total
1	1110.00	0.00	160.00	44.80	0.01	5.87	13.50	4.43	1340.00
2	4020.00	0.00	160.00	44.80	0.01	5.87	13.50	4.43	4250.00
3	4300.00	1.49	160.00	44.80	0.01	5.87	14.60	4.43	4530.00
4	3990.00	9.32	160.00	44.80	0.01	5.87	14.60	4.43	4230.00
5	2200.00	68.20	160.00	44.80	0.01	5.87	13.50	4.43	2500.00
6	283.00	138.00	315.00	44.80	0.01	5.87	13.50	4.43	805.00
7	3.55	235.00	315.00	42.20	0.01	5.87	1.35	4.23	607.00
8	1.41	185.00	315.00	42.10	0.01	5.87	1.35	4.15	555.00
9	0.63	91.40	315.00	44.80	0.01	5.87	13.40	4.34	475.00
10	0.11	6.54	160.00	44.80	0.01	5.87	13.40	4.43	235.00
11	92.10	0.00	160.00	44.80	0.01	5.87	12.40	4.43	320.00
12	113.00	0.00	160.00	44.80	0.01	5.87	13.50	4.43	342.00

DETAILED REPORT OF RESERVATIONS FOR CONSUMPTIVE USE

Water Availability as of 8/27/2007 for

WILLAMETTE R > COLUMBIA R - AB PERIWINKLE CR AT GAGE 14174

Watershed ID #: 30200321

Basin: WILLAMETTE

Exceedance Level: 50

Time: 11:18

Date: 08/27/2007

-----Reservations-----								
APP #	0	0	0	0	0	0	0	TOTAL
Status Use								
1	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
2	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
3	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
5	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
6	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
7	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
8	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
9	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
10	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
11	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

DETAILED REPORT OF INSTREAM REQUIREMENTS

Water Availability as of 8/27/2007 for

WILLAMETTE R > COLUMBIA R - AB PERIWINKLE CR AT GAGE 14174

Watershed ID #: 30200321

Basin: WILLAMETTE

Exceedance Level: 50

Time: 11:18

Date: 08/27/2007

-----ISWRs-----								
APP #	MF 183	MF 184	0	0	0	0	0	MAXIMUM
Status	Cert.	App.						
1	1300.00	1750.00	0.00	0.00	0.00	0.00	0.00	1750.00
2	1300.00	1750.00	0.00	0.00	0.00	0.00	0.00	1750.00
3	1300.00	1750.00	0.00	0.00	0.00	0.00	0.00	1750.00
4	1300.00	1750.00	0.00	0.00	0.00	0.00	0.00	1750.00
5	1300.00	1750.00	0.00	0.00	0.00	0.00	0.00	1750.00
6	1300.00	1750.00	0.00	0.00	0.00	0.00	0.00	1750.00
7	1300.00	1750.00	0.00	0.00	0.00	0.00	0.00	1750.00
8	1300.00	1750.00	0.00	0.00	0.00	0.00	0.00	1750.00
9	1300.00	1750.00	0.00	0.00	0.00	0.00	0.00	1750.00
10	1300.00	1750.00	0.00	0.00	0.00	0.00	0.00	1750.00
11	1300.00	1750.00	0.00	0.00	0.00	0.00	0.00	1750.00
12	1300.00	1750.00	0.00	0.00	0.00	0.00	0.00	1750.00

DETAILED REPORT ON THE WATER AVAILABILITY CALCULATION

Water Availability as of 8/27/2007 for

MCKENZIE R > WILLAMETTE R - AB MOUTH

Watershed ID #: 528 Basin: WILLAMETTE Exceedance Level: 50
 Time: 11:18 Date: 08/27/2007

Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Requirements	Net Water Available
1	7700.00	552.00	7150.00	0.00	1030.00	6120.00
2	8150.00	1250.00	6900.00	0.00	1030.00	5880.00
3	7460.00	1250.00	6210.00	0.00	1030.00	5180.00
4	6520.00	1310.00	5220.00	0.00	1030.00	4190.00
5	5550.00	808.00	4740.00	0.00	1030.00	3720.00
6	3810.00	407.00	3400.00	0.00	1030.00	2380.00
7	2420.00	388.00	2030.00	0.00	1030.00	1010.00
8	2000.00	377.00	1620.00	0.00	1030.00	598.00
9	2000.00	358.00	1640.00	0.00	1030.00	617.00
10	2310.00	327.00	1980.00	0.00	1030.00	958.00
11	4380.00	326.00	4050.00	0.00	1030.00	3030.00
12	6790.00	326.00	6460.00	0.00	1030.00	5440.00
Stor-50%	3560000	460000	3100000	0	743000	2350000

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGES

Water Availability as of 8/27/2007 for

MCKENZIE R > WILLAMETTE R - AB MOUTH

Watershed ID #: 528 Basin: WILLAMETTE Exceedance Level: 50
 Time: 11:18 Date: 08/27/2007

Mo	Storage	Irrig	Munic	Ind/Man	Commer	Domest	Agricul	Other	Total
1	226.00	0.00	311.00	9.12	0.00	0.89	0.61	4.10	552.00
2	921.00	0.00	311.00	9.12	0.00	0.89	0.61	4.10	1250.00
3	925.00	0.28	311.00	9.12	0.00	0.89	0.67	4.10	1250.00
4	977.00	1.86	311.00	9.12	0.00	0.89	0.67	4.10	1300.00
5	469.00	12.50	311.00	9.12	0.00	0.89	0.67	4.10	807.00
6	41.10	25.80	325.00	9.12	0.00	0.89	0.67	4.10	407.00
7	3.47	44.90	325.00	9.12	0.00	0.89	0.57	4.10	388.00
8	1.39	35.60	325.00	9.12	0.00	0.89	0.57	4.10	377.00
9	0.59	17.40	325.00	9.12	0.00	0.89	0.57	4.10	358.00
10	0.00	1.24	311.00	9.12	0.00	0.89	0.57	4.10	327.00
11	0.10	0.00	311.00	9.12	0.00	0.89	0.61	4.10	326.00
12	0.17	0.00	311.00	9.12	0.00	0.89	0.61	4.10	326.00

DETAILED REPORT OF RESERVATIONS FOR CONSUMPTIVE USE

Water Availability as of 8/27/2007 for

MCKENZIE R > WILLAMETTE R - AB MOUTH

Watershed ID #: 528

Basin: WILLAMETTE

Exceedance Level: 50

Time: 11:18

Date: 08/27/2007

-----Reservations-----								
APP #	0	0	0	0	0	0	0	TOTAL
Status Use								
1	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
2	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
3	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
5	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
6	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
7	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
8	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
9	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
10	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
11	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

DETAILED REPORT OF INSTREAM REQUIREMENTS

Water Availability as of 8/27/2007 for

MCKENZIE R > WILLAMETTE R - AB MOUTH

Watershed ID #: 528

Basin: WILLAMETTE

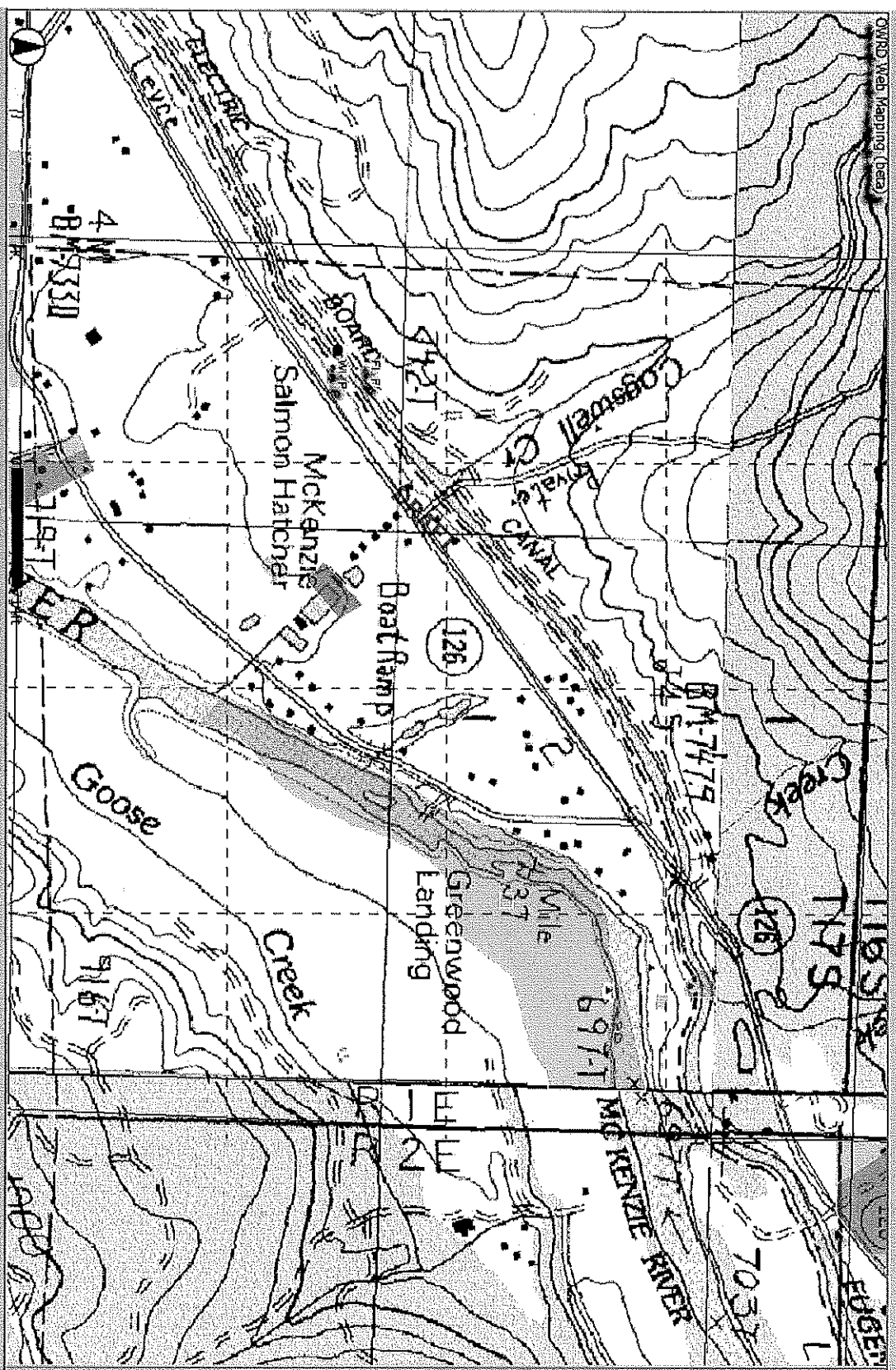
Exceedance Level: 50

Time: 11:18

Date: 08/27/2007

-----ISWRs-----								
APP #	MF 126	MF 528	0	0	0	0	0	MAXIMUM
Status	App.	Cert.						
1	1025.00	1025.00	0.00	0.00	0.00	0.00	0.00	1025.00
2	1025.00	1025.00	0.00	0.00	0.00	0.00	0.00	1025.00
3	1025.00	1025.00	0.00	0.00	0.00	0.00	0.00	1025.00
4	1025.00	1025.00	0.00	0.00	0.00	0.00	0.00	1025.00
5	1025.00	1025.00	0.00	0.00	0.00	0.00	0.00	1025.00
6	1025.00	1025.00	0.00	0.00	0.00	0.00	0.00	1025.00
7	1025.00	1025.00	0.00	0.00	0.00	0.00	0.00	1025.00
8	1025.00	1025.00	0.00	0.00	0.00	0.00	0.00	1025.00
9	1025.00	1025.00	0.00	0.00	0.00	0.00	0.00	1025.00
10	1025.00	1025.00	0.00	0.00	0.00	0.00	0.00	1025.00
11	1025.00	1025.00	0.00	0.00	0.00	0.00	0.00	1025.00
12	1025.00	1025.00	0.00	0.00	0.00	0.00	0.00	1025.00

Application R-86959



Legend

- WAB
- Township
- Section
- Points of Diversion (Willamette)
- Place of Use (Willamette)
- Roads
- Ferry
- Secondary
- Primary
- U.S.
- Interstate
- State
- Other
- Groundwater Restricted
- LMI
- CMT
- WTK
- CLAS
- Other
- Quad Map

[Return](#)

Alternate Review "Completeness" Checklist

*Minimum Requirements (ORS 537.409)

Fatal Flaw; return application *only* if Minimum Requirements are not met!

Application R-86959

County: LANE

Priority Date: 8.14.2007

Township: 17S

Range: 15E

Use(s): FISH & WILDLIFE

Section: 1 Tax Lot # 01900

CASEWORKER: KERRY K.

Landowner Name, Mailing Address* and Telephone Number.

Source* Need coordinates of POD, and tributary listed.

***** **NO WELLS-MUST HAVE GW APP TO USE A WELL AS A SOURCE !!** *****

Reservoir Location- Township, Range, Section, Quarter Quarter, Taxlot, Coordinates

Dam height*, if applicable

Total Quantity * of Storage Requested: 0.114

Proposed Use of the water.... If for out of reservoir use, is a surface water application included?

Property ownership indicated? * If applicant does not own all the land, is the affected landowner's name and mailing address listed? (Including: lands not owned by applicant, upon which the source is locatedor..... that are crossed by the diversion works. This includes any roads or rights-of-way.)

Environmental Impact section completed? Not fatal if omitted

Application signed by the landowner(s)? All parties noted as applicants must sign the application.

Completed Land-Use Form * or receipt signed by the appropriate planning department official enclosed? *Does the use on land-use form match the proposed use on the application?*

Acceptable map ** Indicates requirements of standards set forth by the Commission and causes fatal flaw if not provided by the applicant.

Reservoir Location - noting Township, Range, Section, 1/4 1/4 and Tax Lot number(s)*

Scale of the Map (not less than 1"-1320") **

Reference corner on map

North Directional Symbol **

1/4 1/4's clearly identified

Reservoir clearly identified *

Dam or POD (If off channel) Location coordinates referenced to a government land survey corner* If no dam, use coordinates to center of reservoir.**

Fees enclosed*?

Base Fee\$ 80

plus\$ 20

plus\$ _____

Total Paid \$ 100⁰⁰

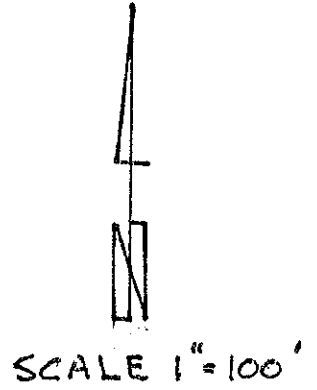
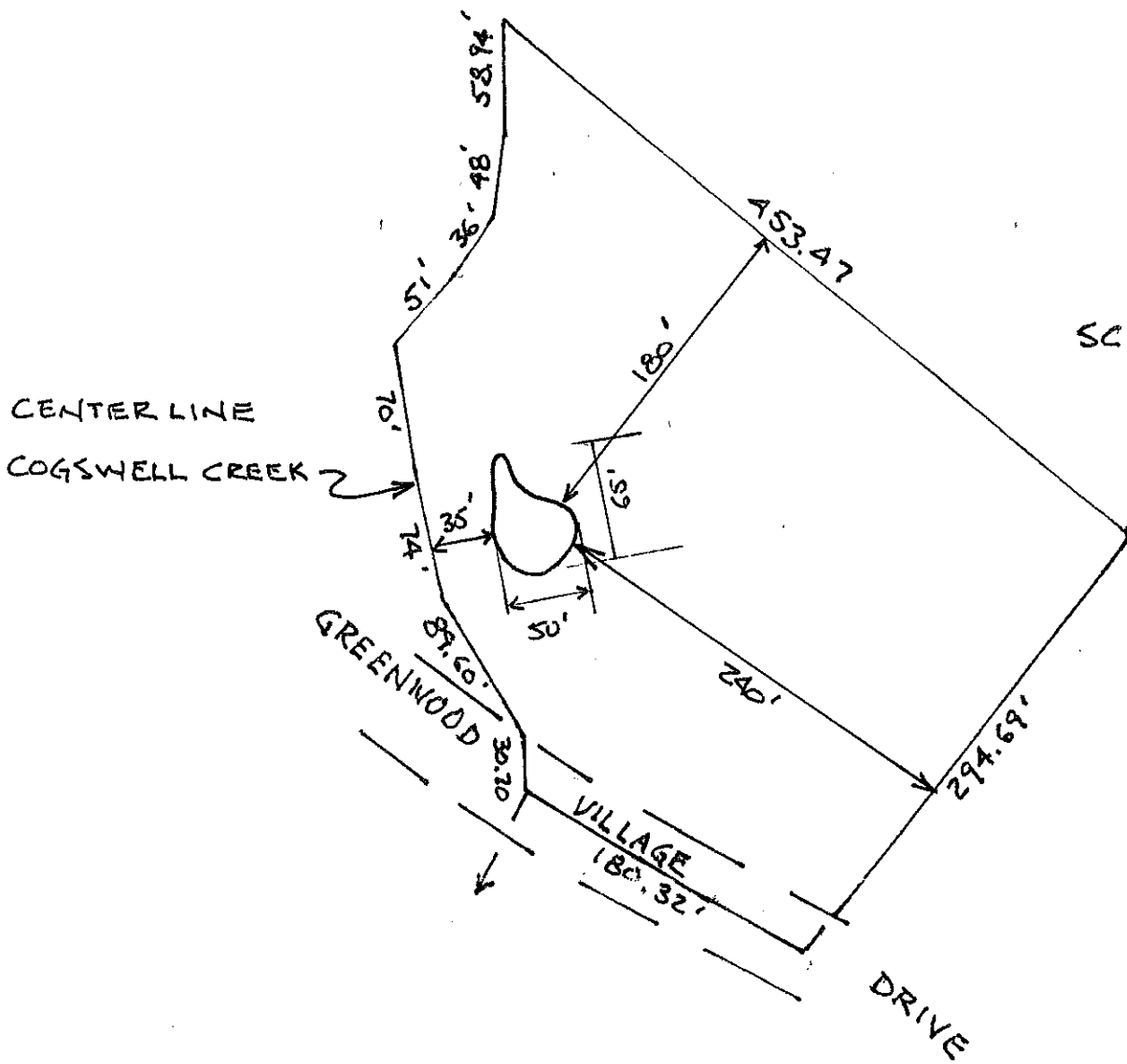
Total Fees \$ 100⁰⁰

Completeness Check by: JK

Date: 8.14.2007

GREENWOOD VILLAGE LOT 3

MAP 17 15 01.3
TAXLOT 1900



RECEIVED

AUG 14 2007

WATER RESOURCES DEPT
SALEM, OREGON

appno R 86959



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

Application for a Permit to Store Water in a Reservoir

(Alternate Review)

Alternate Review Process (ORS 537.409): 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

Please type or print in dark ink. If your application is found to be incomplete or inaccurate, we will return it to you. If any requested information does not apply, insert "n/a". A summary of review criteria and procedures that are generally applicable to these applications is available at www.wrd.state.or.us/OWRD/PUBS/forms.shtml.

1. APPLICANT INFORMATION

Landowner: Harold Bedforth
First Last

Mailing Address: 43825 Greenwood VI Dr.
Lebanon OR 970489
City State Zip

Phone: 541-896-3445 541-729-2863
Home Work Other

*Fax: _____ *E-Mail Address: _____

*Optional Information

2. LOCATION AND SOURCE

A. Reservoir Name: N.A.

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: Cogswell Tributary to: McKenzie

C. Reservoir Location

Township (N or S)	Range (E or W)	Section	quarter/quarter	tax lot number
17 S	15 E	01	30	01900

D. County of use: LANE

E. Dam: Maximum height of dam: 0 feet. If excavated, write "excavated" or "0 feet".

F. Quantity: Amount of water to be stored in the reservoir at maximum capacity. List quantity in Acre-Feet: 0.114

App. No. <u>R 86959</u>	For Department Use Permit No. _____	Date _____
-------------------------	--	------------

3. WATER USE

Indicate the proposed use(s) of the stored water. **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: stockwater, fish and wildlife, aesthetics, domestic, irrigation, agriculture, fire protection and pollution abatement.** If any use will be out of reservoir use, regardless of the type of storage listed, a secondary application must be filed to appropriate the stored water.

4. PROPERTY OWNERSHIP

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

- Yes (Skip to section 5)
- 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 an easement permitting access to lands not under my ownership.
 - 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). (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:

5. ENVIRONMENTAL IMPACT

- A. **Channel:** Is the reservoir in stream _____ or off channel X?
- B. **Wetland:** Is the project in a wetland? Yes No Don't know
- C. **Existing:** Is this an existing reservoir? Yes No
If yes, how long has it been in place? 10 years.
- D. **Fish Habitat:** Is there fish habitat upstream of the proposed structure? Yes No Don't know
If yes, how much? 50 miles.
- E. **Partnerships:** 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.

6. SIGNATURE

I swear that all statements made and information provided in this application are true and correct to the best of my knowledge.

Harold Bebout
Landowner Signature

8-9-07
Date

Before you submit your application be sure you have:

- Answered each question completely.
- Included a legible map that includes Township, Range, Section, quarter-quarter and tax lot number.
- The map must meet map requirements to be accepted.
- Included a land use form or receipt stub signed by a local planning official.
- Included a check payable to Oregon Water Resources Department for the appropriate amount.

FEE STRUCTURE: The fee is based on the number of acre-feet proposed to be stored. The base fee is \$80. In addition, there is a fee of \$20 per acre-foot or fraction thereof. Example: 0.3 AF=\$100; 1.5 AF=\$120; 20.0 AF=\$480; 30.0 AF=\$680.

RECEIVED
AUG 14 2007

WATER RESOURCES DEPT
SALEM, OREGON

R86959



Oregon Water Resources Department
Land Use Information Form

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) only the place of use is proposed for change, b) there are no structural changes, c) the use of water is for irrigation, and d) the use is located in an irrigation district or exclusive farm-use zone.

Applicant Name: Harold Bedontha
Mailing Address: 43825 Greenwood U.I. Dr.
City: Heaburg State: OR Zip: 97428 Day Phone: 729-2863

This application is related to a Measure 37 claim. [] Yes [X] No

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), or used. 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.

Table with 8 columns: Township, Range, Section, 1/4, Tax Lot #, Plan Designation (e.g. Rural Residential/RR-5), Water to be: (Diverted, Conveyed, Used), Proposed Land Use.

List all counties and cities where water is proposed to be diverted, conveyed, or used. Lane

B. Description of Proposed Use

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

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

Source of water: [] Reservoir/Pond [] Ground Water [] Surface Water (name) Cogswell Creek

Estimated quantity of water needed: 12 [] cubic feet per second [X] gallons per minute [] acre-feet

Intended use of water: [] Irrigation [] Commercial [] Industrial [] Domestic for household(s)
[] Municipal [] Quasi-municipal [] Instream [X] Other

Briefly describe: Pond for Fish & Water Fowl

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

Receipt for Request for Land Use Information

State of Oregon
Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1266

RECEIVED

AUG 14 2007

WATER RESOURCES DEPT
SALEM, OREGON

R 86959

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 proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): LC 16.270.
- Land uses to be served by 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.

WATER DIVERSION FOR FISH + WATERFOWL
POND IS A PERMITTED USE.
MAP 17-15-01.3 #1900

Name: JERRY KENDALL Title: ASSC. PLANNER
 Signature: J. Kendall Phone: 591-662-4057 Date: Aug 10, 2007
 Government Entity: _____

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

Receipt for Request for Land Use Information

Applicant name: _____
 City or County: _____ Staff contact: _____
 Signature: _____ Phone: _____ Date: _____