

STATE OF OREGON

COUNTY OF WASHINGTON

PERMIT TO CONSTRUCT A RESERVOIR AND TO
STORE FOR BENEFICIAL USE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

OTAK, INC., for
GSL PROPERTIES
PO BOX 1379
LAKE OSWEGO, OREGON 97034

503-635-3618

to construct RESERVOIRS A, B, C, AND WETLAND MITIGATION AREA and store the waters of AN UNNAMED STREAM, a tributary of FANNO CREEK, to be maintained under Application 70259, Permit 51090, for AESTHETICS AND WILDLIFE.

This Permit is issued approving Reservoir Application R-68976. The date of priority is MARCH 26, 1990. The amount of water entitled to be stored each year is not more than 5.37 ACRE-FEET, BEING 0.62 AF IN RESERVOIR A, 1.84 AF IN RESERVOIR B, 2.83 AF IN RESERVOIR C AND 0.08 AF IN WETLAND MITIGATION AREA.

The dams will be located as follows:

NW 1/4 SW 1/4, SECTION 33, T 1 S, R 1 W, W.M.

The areas submerged by the reservoirs, will be 0.14 acre in A; 0.37 acre in B; 0.65 acre in C and 0.08 acre in Wetland Mitigation Area. The maximum depths of water, when full, will be 7.0 feet in A; 8.0 feet in B; 9.0 feet in C and 1.0 foot in Wetland Mitigation Area.

The areas to be submerged by the reservoirs are located within:

NW 1/4 SW 1/4
SECTION 33
TOWNSHIP 1 SOUTH, RANGE 1 WEST, W.M.

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

When in the judgment of the watermaster it becomes necessary to regulate waters of the stream system, storage of water in the reservoirs shall be subject to the installation of suitable devices for measuring all incoming natural flows and outflows from the reservoirs or passing all incoming natural flows. The types and plans for such devices shall be approved by the watermaster and shall be installed under the general supervision of said watermaster.

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The construction, operation and maintenance of the reservoirs will be subject to the following conditions:

1. The structures shall be constructed under the supervision of a registered engineer licensed in Oregon.
2. The structures shall be constructed, operated and maintained in accordance with the approved plans and specifications and with the design intent.
3. No water shall be stored until this department receives written certification from the engineer that construction has been completed in accordance with the approved plans and specifications, and written authorization for storage is received from this department.
4. The embankments and spillways shall be kept clear of trees, brush and other debris.
5. The embankments shall be kept free of burrowing animals.

Actual construction work shall begin on or before OCTOBER 1, 1991, and shall be completed on or before October 1, 1992. The reservoir shall be filled, and complete application of the stored water to the use shall be made on or before October 1, 1993.

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.

The 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.

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

Issued this date, OCTOBER 1, 1990.

/s/ WILLIAM H. YOUNG
Water Resources Department
William H. Young
Director

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