

STATE OF OREGON

COUNTY OF MARION

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

THIS PERMIT IS HEREBY ISSUED TO

OTTO AND MAE WEINHOLD  
3978 DELANEY ROAD SE  
SALEM, OREGON 97301

503-362-5138

to construct TWO EXCAVATED RESERVOIRS and store the waters of AN UNNAMED DRAINAGEWAY, a tributary of BATTLE CREEK, for LIVESTOCK.

This Permit is issued approving Reservoir Application R-70378. The date of priority is MAY 23, 1990. The amount of water entitled to be stored each year is not more than 3.6 ACRE-FEET (AF) STORED WATER ONLY, BEING 1.3 AF IN NORTH POND AND 2.3 AF IN SOUTH POND.

The ponds will be located as follows:

NE 1/4 NW 1/4, SE 1/4 NW 1/4, SECTION 31, T 8 S, R 2 W, W.M.; NORTH POND - 665 FEET SOUTH AND 390 FEET WEST; SOUTH POND - 1540 FEET SOUTH AND 400 FEET WEST, BOTH FROM N 1/4 CORNER, SECTION 31.

The area submerged by the reservoirs, when full, will be 0.11 acre in North Pond and 0.45 acre in South Pond. The maximum depth of water will be 18.0 feet in North Pond and 8.0 feet in South Pond feet.

The area to be submerged by the reservoir is located within:

NE 1/4 NW 1/4 NORTH POND  
SE 1/4 NW 1/4 SOUTH POND  
SECTION 31  
TOWNSHIP 8 SOUTH, RANGE 2 WEST, W.M.

Use under this permit is limited to the reservoir area. This permit does not provide for the appropriation of water for maintaining the water level or maintaining a suitable fresh water condition.

When in the judgement of the Watermaster it becomes necessary to regulate waters of the stream system, storage of water in the reservoir shall be subject to the installation of suitable devices for measuring all incoming natural flows and outflows from the reservoir 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.

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.

Actual construction work shall begin on or before January 22, 1992, 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, JANUARY 22, 1991.

/s/ WILLIAM H. YOUNG

---

Water Resources Department  
William H. Young  
Director

"CERTIFICATE NO. 68246"

Application R-70378  
Basin 2  
R-70378.SCB

Water Resources Department  
Volume 10A Battle Creek

PERMIT R-11345  
District 16