

STATE OF OREGON

COUNTY OF YAMHILL

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

THIS PERMIT IS HEREBY ISSUED TO

WILLIAM L. KELLEY
3500 BRIDGEFARMER ROAD
GASTON, OREGON 97119

503-642-6398

to construct ELVEN GLADE RESERVOIR and store the waters of LITTLE RUSSELL CREEK, a tributary of TUALATIN RIVER, for WILDLIFE AND AESTHETICS.

This Permit is issued approving Reservoir Application R-70637. The date of priority is SEPTEMBER 12, 1990. The amount of water entitled to be stored each year is not more than 4.9 ACRE-FEET. No water shall be appropriated from direct flow for storage during the period from June 1 to October 31 of each year.

The dam will be located as follows:

NW 1/4 NW 1/4, SECTION 11, T 2 S, R 4 W, W.M.; 225 FEET SOUTH AND 275 FEET EAST FROM NW CORNER, SECTION 11.

The area submerged by the reservoir, when full, will be 1.1 acres and the maximum depth of water will be 5.0 feet.

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

NW 1/4 NW 1/4
SECTION 11
TOWNSHIP 2 SOUTH, RANGE 4 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.

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 February 25, 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, FEBRUARY 25, 1991.

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