

STATE OF OREGON

COUNTY OF CLACKAMAS

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

THIS PERMIT IS HEREBY ISSUED TO

DAVID TIMM
dba BARLOW TRAIL DAIRY
23143 SE TIMM LANE
EAGLE CREEK, OREGON 97022

503-637-3272

to construct DAIRY WASTE LAGOON RESERVOIR and store the waters of DAIRY WASTE, to be appropriated under Application 70579, Permit 51196, for CROP FERTILIZER.

This Permit is issued approving Reservoir Application R-70578. The date of priority is AUGUST 24, 1990. The amount of water entitled to be stored each year is not more than 19.15 ACRE-FEET.

The dam will be located as follows:

SW 1/4 NE 1/4, SECTION 31, T 2 S, R 4 E, W.M.

The area submerged by the reservoir, when full, will be 4.0 acres and the maximum depth of water will be 8.0 feet.

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

SW 1/4 NE 1/4
SECTION 31
TOWNSHIP 2 SOUTH, RANGE 4 EAST, W.M.

The outlet gate shall be cycled at least once each year and shall be fully operational. The embankment and spillway shall be kept clear of brush, debris, and burrowing animals.

The dam shall be constructed, operated, and maintained according to the approved plans and specifications dated September 6, 1990, on file with the Water Resources Department.

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.

The structure shall be constructed under the supervision of a registered engineer licensed in Oregon.

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.

No fill shall be placed until excavation of the cutoff trench has been completed in its entirety and approved by the engineer.

Actual construction work shall begin on or before March 5, 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, MARCH 5, 1991.

/s/ WILLIAM H. YOUNG

Water Resources Department
William H. Young
Director

Application R-70578	Water Resources Department	PERMIT R-11353
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