

STATE OF OREGON

COUNTY OF GRANT

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

THIS PERMIT IS HEREBY ISSUED TO

WILLIAM CHARLES TOOP
PO BOX 501
JOHN DAY, OREGON 97845

503-932-4387

to construct MARION'S POND RESERVOIR and store the waters of WARRENS CREEK, a tributary of JOHN DAY RIVER, for LIVESTOCK.

This Permit to store waters is issued approving Reservoir Application R-70253. The date of priority is MARCH 23, 1990. The amount of water entitled to be stored each year is not more than 2.0 ACRE-FEET. The appropriation of water for storage is limited to the period of December 1 through June 15 of each year.

The dam will be located as follows:

SE 1/4 NW 1/4, SECTION 20, T 13 SOUTH, RANGE 29 EAST, W.M.; 1340 FEET SOUTH AND 2800 FEET WEST FROM NE CORNER, SECTION 20.

The total area proposed to be submerged by the reservoir, when full, is 0.5 acre; the proposed maximum depth of water is 10 feet. The maximum height of the dam shall not exceed 10.0 feet.

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

SE 1/4 NW 1/4
SECTION 20
TOWNSHIP 13 SOUTH, RANGE 29 EAST, W.M.

The storage of water allowed herein is subject to the installation and maintenance of an outlet pipe, with a minimum diameter of 8", or of such capacity and location as to pass the normal flow of the stream at any time.

Actual construction work shall begin on or before February 24, 1993, and shall be completed on or before October 1, 1993. The reservoir shall be filled, and complete application of the stored water to the use shall be made on or before October 1, 1994.

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.

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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 24, 1992.

/s/ WILLIAM H. YOUNG

Water Resources Department
William H. Young, Director

Application R-70253 Water Resources Department PERMIT R-11445
Basin 6 Volume 1 John Day River above Kimberly & Misc. District 4
R-70253.SCB MGMT.CODE 3CW