

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:

BRONEC BROTHERS, INC.  
11984 BROADACRES ROAD  
HUBBARD, OREGON 97032

(503) 651-2851

to construct MERIDIAN RESERVOIR and to store the waters of AN UNNAMED STREAM, a tributary of ROCK CREEK, to be appropriated under Application 73447, Permit 51529, for IRRIGATION AND FISH AND WILDLIFE USE.

This permit is issued approving Reservoir Application R-73446. The date of priority is JUNE 4, 1993. The amount of water entitled to be stored each year is not more than 95.0 ACRE-FEET (AF), BEING 85.0 AF FOR IRRIGATION AND 10.0 AF FOR FISH AND WILDLIFE. Water may be appropriated for storage during the period November 1 through June 30.

The dam will be located as follows:

SW 1/4 NW 1/4, Section 7, T 5 S, R 1 E, W.M.; 1500 FEET SOUTH AND 840 FEET EAST FROM THE NW CORNER OF SECTION 7.

The total area proposed to be submerged by the reservoir, when full, is 6.5 acres; the proposed maximum depth of water is 31.0 feet. The maximum height of the dam is 38.0 feet.

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

SW 1/4 NW 1/4  
Section 7  
TOWNSHIP 5 SOUTH, RANGE 1 EAST, W.M.  
SE 1/4 NE 1/4  
Section 12  
TOWNSHIP 5 SOUTH, RANGE 1 WEST, W.M.

The storage of water allowed herein is subject to the installation and maintenance of a fully functional conduit/gate assembly having a minimum diameter of 8 inches.

MEASUREMENT, RECORDING AND REPORTING CONDITIONS:

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order.
- B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used and may require the permittee to report water use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water use information, the periods of water use and the place and nature of use of water under the permit. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.

The outlet gate shall be cycled at least once each year and shall be fully operational at all times. Routine maintenance of the embankment and spillway shall be performed as necessary to remove trees, brush, debris, and/or burrowing animals.

The dam shall be constructed, operated, and maintained according to the approved plans and specifications dated July 30, 1993 on file with the Water Resources Department.

All construction shall be performed under the supervision of a professional engineer licensed in Oregon; no fill shall be placed until excavation of the cutoff trench has been completed and examined in its entirety.

If borrow material is removed from the reservoir area during construction of the dam, a revised topographical map and area-capacity curve, shall be submitted to this Department to confirm the estimated storage capacity of the impoundment.

No water shall be stored until this department receives written certification from the engineer of record that construction has been completed in accordance with the approved plans and specifications, or an approved set of asbuilt drawings.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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.

Actual construction work shall begin on or before July 29, 1995 and shall be completed on or before October 1, 1996. The reservoir shall be filled and complete application of the stored water to the use shall be made on or before October 1, 1997.

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 prior rights for maintaining instream flows.

The Commission found the proposed use(s) of water described by this permit, as conditioned, would not impair or be detrimental to the public interest at its July 22, 1994 Commission meeting.

Issued this date, July 29, 1994.

/s/ MARTHA O. PAGEL

BC 64

Water Resources Department  
Martha O. Pagel  
Director

Application R-73446      Water Resources Department      PERMIT R-11494  
Basin 2      Volume 15A Rock Cr & Misc.      District 16  
MGMT. CODES 2AD, 2AW, 2BD, 2BW, 2CD, 2CW, 2ED, 2EW, 2FD, 2FW, 2GD, 2GW