

STATE OF OREGON

COUNTY OF BENTON

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

THIS PERMIT IS HEREBY ISSUED TO:

OREGON DEPARTMENT OF FISH AND WILDLIFE
7118 VANDENBERG AVENUE N.E.
CORVALLIS, OREGON 97330

503-757-4186

to enlarge AN UNNAMED RESERVOIR originally constructed under Permit R-1270 and to store the waters of AN UNNAMED STREAM, a tributary of SOAP CREEK, for WETLAND ENHANCEMENT.

This permit is issued approving Reservoir Application R-72426. The date of priority is JUNE 1, 1992. The amount of water entitled to be stored each year is not more than 20.0 ACRE-FEET. Water may be appropriated for storage during the period November 1 through April 30.

The dam will be located as follows:

NE 1/4 NW 1/4, SECTION 17, T 10 S, R 4 W, W.M.

The total area proposed to be submerged by the reservoir, when full, is 15.0 acres; the proposed maximum depth of water is 9.0 feet. The maximum height of the dam shall not exceed 10.0 feet.

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

NE 1/4 NW 1/4
NW 1/4 NW 1/4
SECTION 17
NE 1/4 NE 1/4
SE 1/4 NE 1/4
SECTION 18
TOWNSHIP 10 SOUTH, RANGE 4 WEST, W.M

The use of water under this right is limited to the reservoir area. This right 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 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 and valve shall be cycled at least once 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 October 12, 1992, 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.

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

A new topographical map and area-capacity curve, prepared by an engineer, must be submitted to this department if earth material is removed from the storage area during construction.

Actual construction work shall begin on or before April 24, 1996 and shall be completed on or before October 1, 1997. The reservoir shall be filled and complete application of the stored water to the use shall be made on or before October 1, 1998.

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 Director finds that the proposed use(s) of water described by this permit, as conditioned, would not impair or be detrimental to the public interest.

Issued this date, April 24, 1995.

MS MARtha O. PAGEL

Water Resources Department
Martha O. Pagel
Director

Application R-72426 Water Resources Department PERMIT R-11541
Basin 2 Volume 9A Soap Creek & Misc. District 16
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