

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

CATHERINE LEABO
12661 PARRISH GAP ROAD
TURNER, OREGON 97392-9552

503-743-3342

to construct A RESERVOIR and to store the waters of AN UNNAMED SPRING AND AN UNNAMED STREAM, tributaries of MARION CREEK for FISH LIFE, WILDLIFE USE, RECREATION, and to be appropriated under Application 73717, PERMIT 51628 for IRRIGATION.

This permit is issued approving Reservoir Application R-73716. The date of priority is OCTOBER 7, 1993. The amount of water entitled to be stored each year is not more than 2.5 ACRE-FEET. Water may be appropriated for storage during the period November 1 through June 30.

The dam is located as follows:

NE 1/4 SW 1/4, SECTION 20, T 9 S, R 2 W, W.M.

The total area proposed to be submerged by the reservoir, when full is 0.5 acre; the proposed maximum depth of water is 15.0 feet; the maximum height of the dam is 9.5 feet.

The area to be submerged by the reservoir is located as follows:

NE 1/4 SW 1/4
SECTION 20
TOWNSHIP 9 SOUTH, RANGE 2 WEST, W.M.

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

Measurement recording and reporting conditions:

- A. The Director may require the permittee to install a meter or other suitable measuring device as approved by the Director. If the Director notifies the permittee to install a meter or other measuring device, the permittee shall install such device within the period stated in the notice. Such installation period shall not be less than 90 days unless special circumstances warrant a shorter installation period. Once installed, the permittee shall maintain the meter or measuring device in good working order and shall allow the watermaster access to the meter or measuring device. The Director may provide an opportunity for the permittee to submit alternative measuring procedures for review and approval.
- B. 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.

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 ²⁵, 1996 and shall be completed on or before October 1, 1997. Complete application of the water 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.

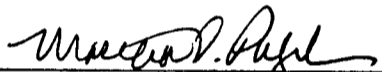
This permit is for beneficial use of water without waste. The water user is advised that new regulations may require use of best practical technologies or conservation practices to achieve this end.

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 use of water shall be limited when it interferes with any prior surface or ground water rights.

The Director finds that the proposed uses of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Issued this date, July ²⁵, 1995.



Water Resources Department
Martha O. Pagel
Director