

STATE OF OREGON

COUNTY OF POLK

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

THIS PERMIT IS HEREBY ISSUED TO:

JAMES L. HENDRICKSON
15940 AIRLIE ROAD
MONMOUTH, OREGON 97361

503-623-2006

to ENLARGE AN UNNAMED RESERVOIR CONSTRUCTED UNDER PERMIT R-11408 and to store the waters of AN UNNAMED STREAM, a tributary of LITTLE LUCKIAMUTE RIVER, to be appropriated under Application 71383, Permit 51313, for RECREATION, FISH AND WILDLIFE HABITAT ENHANCEMENT.

This permit is issued approving Reservoir Application R-72606. The date of priority is AUGUST 12, 1992. The amount of water entitled to be stored each year is not more than 5.9 ACRE-FEET. Water may be appropriated for storage during the period November 1 through April 30.

The dam will be located as follows:

SE 1/4 NE 1/4, SECTION 12, T 9 S, R 6 W, W.M.; 1326 FEET SOUTH AND 2553 FEET EAST FROM THE NW CORNER OF LEGGETT DLC 39.

The total area proposed to be submerged by the reservoir, when full, is 3.25 acres; the proposed maximum depth of water is 17.7 feet. The maximum height of the dam is 23.6 feet.

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

SE 1/4 NE 1/4
SECTION 12
TOWNSHIP 9 SOUTH, RANGE 6 WEST, W.M.

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.

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.

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.

In the event of a request for a change in point of appropriation, an additional point of appropriation or alteration of the appropriation facility associated with this authorized diversion, the quantity of water allowed herein, together with any other right, shall not exceed the capacity of the facility at the time of perfection of this right.

This right is limited to any deficiency in the available supply of any prior right existing for the same land.

Actual construction work shall begin on or before July 25, 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 of the Water Resources Department has found that the proposed use 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