

STATE OF OREGON

COUNTY OF CLACKAMAS

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

THIS PERMIT IS HEREBY ISSUED TO:

ROBERT H. McCALL  
1808 S.W. LAUREL STREET  
PORTLAND, OREGON 97201

503-228-2600

to construct AN UNNAMED RESERVOIR and to store the waters of AN UNNAMED STREAM, a tributary of WILLAMETTE RIVER, to be maintained under Application 72633, Permit 51687 for WILDLIFE USE.

This permit is issued approving Reservoir Application R-72632. The date of priority is AUGUST 26, 1992. The amount of water entitled to be stored each year is not more than 3.4 ACRE-FEET. 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 32, T 3 S, R 1 W, W.M.

The total area proposed to be submerged by the reservoir, when full, is 1.35 acres; the proposed maximum depth of water is 11.0 feet. The maximum height of the dam shall not exceed 15.0 feet.

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

SW 1/4 NW 1/4  
SECTION 32  
TOWNSHIP 3 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. The Director may require the permittee to install meters or other suitable measuring devices as approved by the Director. If the Director notifies the permittee to install meters or other measuring devices, the permittee shall install such devices 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 meters or measuring devices in good working order and shall allow the watermaster access to the meters or measuring devices. 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 permittee shall install, maintain, and operate fish screening and by-pass devices as required by the Oregon Department of Fish and Wildlife to prevent fish from entering the proposed diversion. The required screens and by-pass devices are to be in place, functional and approved by an ODFW representative prior to diversion of any water.

The reservoir shall bypass at least 50% of live flow during the period November 1 through June 30 to assure that the stream below the dam is not dewatered completely. No water shall be impounded during the period July 1 through October 31.

Actual construction work shall begin on or before August 29, 1996 and shall be completed on or before October 1, 1997. Complete application of 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.

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.

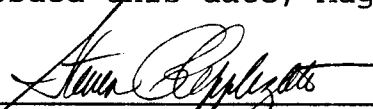
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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, August 29, 1995.

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Water Resources Department  
Martha O. Pagel  
Director