

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

JOHN E. AND JEANNE P. ZOOK  
246 NE 130TH PLACE  
PORTLAND, OREGON 97230

503-252-4864

to construct A RESERVOIR and to store the waters of AN UNNAMED STREAM  
TRIBUTARY TO EAGLE CREEK for FISH, WILDLIFE, AND FIRE PROTECTION USES.

This permit is issued approving Reservoir Application R-70093 . The  
date of priority is OCTOBER 11, 1989. The amount of water entitled to  
be stored each year is not more than 2.50 ACRE-FEET. Water may be  
appropriated for storage during the period November 1 through June 30.

A description of the proposed place of use is as follows:

SW 1/4 SE 1/4, Section 4, T 3 S, R 4 E, W.M.

The total area to be submerged by the reservoir, when full, is 0.50  
acres. The maximum depth of water is 5.0 feet. The maximum height of  
the dam shall not exceed 7.0 feet.

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

SW 1/4 SE 1/4  
Section 4  
TOWNSHIP 3 SOUTH, RANGE 4 EAST, 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.

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.

During periods when use is not allowed, the permittee shall ensure that the flow of water into the reservoir is equal to the flow out of the reservoir. This may be determined by the use of metering devices.

Actual construction work shall begin on or before September 29, 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.

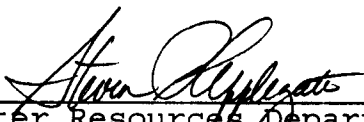
This permit is for beneficial use of water without waste. The water user is advised that new regulations may require use of best practical technologies or conservation practices to achieve this end.

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 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, September 29, 1995.

  
for Water Resources Department  
Martha O. Pagel  
Director