

STATE OF OREGON

COUNTY OF MARION

PERMIT TO STORE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

LEE ROBBERSTAD
10483 SILVER FALLS HIGHWAY
AUMSVILLE, OREGON 97325

The specific limits for the use are listed below along with conditions of use.

APPLICATION FILE NUMBER: R-72875

SOURCE OF WATER: SIMPSON CREEK, A TRIBUTARY OF BEAVER CREEK

STORAGE FACILITY: NORTH AND SOUTH RESERVOIRS

PURPOSE OR USE OF THE STORED WATER: THE WATERS OF SOUTH RESERVOIR TO BE APPROPRIATED UNDER APPLICATION S-72876, PERMIT 52005 FOR IRRIGATION, AND WILDLIFE USE IN BOTH RESERVOIRS

MAXIMUM VOLUME ALLOWED: 5.0 ACRE-FEET (AF), BEING 4.0 AF IN NORTH RESERVOIR AND 1.0 AF IN SOUTH RESERVOIR

PERIOD OF STORAGE: Water may be appropriated for storage during the period November 1 through June 30.

DATE OF PRIORITY: OCTOBER 13, 1992

The total area proposed to be submerged by the reservoir, when full, is 1.1 acre for North Reservoir and 0.2 acre for South Reservoir; the proposed maximum depth of water is 10.0 feet for both North and South Reservoirs. The maximum height of the dam will not exceed 8.0 feet for North Reservoir and 7.0 feet for South Reservoir.

DAM LOCATION: NW 1/4 NW 1/4, SECTION 17, TOWNSHIP 8 SOUTH, RANGE 1 WEST, W.M.; NE 1/4 NE 1/4, SECTION 18, TOWNSHIP 8 SOUTH, RANGE 1 WEST, W.M.; NORTH RESERVOIR - 330 FEET SOUTH & 200 FEET EAST, SOUTH RESERVOIR - 860 FEET SOUTH & 70 FEET WEST, BOTH FROM SECTION CORNER 7, 8, 17 & 18

THE AREA TO BE SUBMERGED BY THE RESERVOIR IS LOCATED AS FOLLOWS:

NW 1/4 NW 1/4
SECTION 17
NE 1/4 NE 1/4
SECTION 18
TOWNSHIP 8 SOUTH, RANGE 1 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 use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

STANDARD CONDITIONS

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.

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 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 use 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, will not impair or be detrimental to the public interest.

Actual construction work shall begin within one year from permit issuance and shall be completed on or before October 1, 1998. The reservoir shall be filled and complete application of the stored water to the use shall be made on or before October 1, 1999.

Issued March 15, 1996

G. Huntly (for)

Water Resources Department
Martha O. Pagel
Director