

STATE OF OREGON

COUNTY OF LINN

PERMIT TO STORE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

MRS JEAN MARSHALL
42961 GREEN MOUNTAIN RD
LEBANON, OREGON 97355

(503) 451-3649

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

APPLICATION FILE NUMBER: R-80119

SOURCE OF WATER: SPRINGS, TRIBUTARIES OF CRABTREE CREEK

STORAGE FACILITIES: SIX UNNAMED RESERVOIRS

PURPOSE OR USE OF THE STORED WATER: FISH AND WILDLIFE

VOLUME OF USE: 6.03 ACRE-FEET, BEING 0.21 ACRE-FEET IN RESERVOIR 1, 0.23 ACRE-FEET IN RESERVOIR 2, 0.08 ACRE-FEET IN RESERVOIR 3, 1.14 ACRE-FEET IN RESERVOIR 4, 1.81 ACRE-FEET IN RESERVOIR 5 AND 2.56 ACRE-FEET IN RESERVOIR 6, EACH YEAR

WATER MAY BE APPROPRIATED FOR STORAGE DURING THE PERIOD: NOVEMBER 1 THROUGH JUNE 30

DATE OF PRIORITY: MARCH 13, 1995

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

The area submerged by Reservoir #1, when full, will be 0.12 acre and the maximum depth of water will be 5.0 feet. The maximum height of the dam shall not exceed 8.0 feet.

The area submerged by Reservoir #2, when full, will be 0.12 acre and the maximum depth of water will be 5.0 feet. The maximum height of the dam shall not exceed 8.0 feet.

The area submerged by Reservoir #3, when full, will be 0.4 acre and the maximum depth of water will be 5.5 feet. The maximum height of the dam shall not exceed 9.0 feet.

The area submerged by Reservoir #4, when full, will be 0.44 acre and the maximum depth of water will be 6.5 feet. The maximum height of the dam shall not exceed 9.0 feet.

The area submerged by Reservoir #5, when full, will be 0.65 acre and the proposed maximum depth of water will be 7.0 feet. The maximum height of the dam shall not exceed 8.5 feet.

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The area submerged by Reservoir #6, when full, will be 0.65 acre and the proposed maximum depth of water will be 7.0 feet. The maximum height of the dam shall not exceed 8.5 feet.

DAMS LOCATIONS: NE 1/4 SW 1/4, SECTION 21, T11S, R1E, W.M.; POND #1 - 1030 FEET SOUTH AND 315 FEET WEST; POND #2 - 1020 SOUTH AND 475 WEST; POND #3 - 960 FEET SOUTH AND 315 WEST; POND #4 - 860 FEET SOUTH AND 250 FEET WEST; POND #5 - 650 FEET SOUTH AND 56 FEET WEST; POND #6 - 705 FEET SOUTH AND 710 FEET WEST; ALL FROM THE C 1/4 CORNER OF SECTION 21.

THE AREA TO BE SUBMERGED BY THE RESERVOIRS ARE LOCATED AS FOLLOWS:

NE 1/4 SW 1/4
SECTION 21
TOWNSHIP 11 SOUTH, RANGE 1 EAST, 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 permittee may be required in the future to 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 storage of water allowed herein is subject to the installation and maintenance of an outlet pipe, or the provision of other means to evacuate water when determined necessary by the Water Resources Director to satisfy prior downstream rights.

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.

STANDARD CONDITIONS

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.

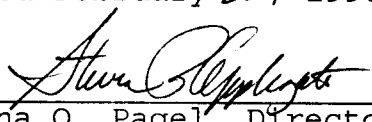
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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 water to the use shall be made on or before October 1, 1999.

Issued February 23, 1996

for 
Martha O. Pagel, Director
Water Resources Department