

STATE OF OREGON
COUNTY OF WASHINGTON

PERMIT TO STORE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

DAVID A AND JUDITH R. MADSEN
3440 RIVERKNOLL WAY
WEST LINN, OREGON 97068

(503) 657-4952

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

APPLICATION FILE NUMBER: R-74417

SOURCE OF WATER: AN UNNAMED STREAM, TRIBUTARY TO PARK FARMS CREEK

STORAGE FACILITY: THREE UNNAMED RESERVOIRS

PURPOSE OR USE OF THE STORED WATER: TO BE MAINTAINED UNDER APPLICATION S-74416, PERMIT 52264, FOR FISH CULTURE

MAXIMUM VOLUME OF STORAGE ALLOWED: NOT MORE THAN 9.2 ACRE-FEET EACH YEAR, BEING 3.1 ACRE-FEET IN EACH RESERVOIR

THE PERIOD OF ALLOWED USE: NOVEMBER 1 THROUGH APRIL 30

DATE OF PRIORITY: AUGUST 15, 1994

The area submerged by the reservoirs, when full, will be 2.0 acres, being 0.67 acre each, and the maximum depth of water in each will be 12.0 feet. The maximum height of each dam shall not exceed 10.0 feet.

DAM LOCATION: NE 1/4 SW 1/4, SECTION 27, T2S, R4W, W.M.

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

NE 1/4 SW 1/4
SECTION 27
TOWNSHIP 2 NORTH, RANGE 4 WEST, W.M.

Measurement recording and reporting conditions:

- "CERTIFICATE NO. 76986"
- 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

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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 shall install, maintain, and operate upstream fish ways, 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 upstream fish ways, screens and by-pass devices are to be in place, functional and approved by an ODFW representative prior to diversion of any water.

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

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

DATED MAY 20 , 1996



for Water Resources Department
Martha O. Pagel
Director