

STATE OF OREGON
COUNTY OF YAMHILL

PERMIT TO STORE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

FRANK F. RAND JR
DOUBLE EAGLE RANCH
PO BOX 277
YAMHILL, OREGON 97148

(503) 357-2029

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

APPLICATION FILE NUMBER: R-72542

SOURCE OF WATER: UNNAMED STREAMS, TRIBUTARIES OF STAG HOLLOW CREEK

STORAGE FACILITY: PONDS #1 & #2, CONSTRUCTED UNDER PERMIT R-1517, TO BE ENLARGED UNDER THIS RIGHT; PONDS #3, AND #4

PURPOSE OR USE OF THE STORED WATER: TO BE APPROPRIATED UNDER APPLICATION S-72543, PERMIT 52267, FOR LIVESTOCK WATERING USE, WILDLIFE USE, RECREATION USE AND SUPPLEMENTAL IRRIGATION

VOLUME: 13.30 ACRE-FEET (AF) OF STORED WATER ONLY, BEING 4.80 AF IN POND #1 FOR SUPPLEMENTAL IRRIGATION USE, 0.50 AF IN POND #1 FOR LIVESTOCK WATERING USE, AND 1.00 AF IN POND #1 FOR RECREATION USE, 1.05 AF IN POND #2 FOR SUPPLEMENTAL IRRIGATION USE, 2.45 AF IN POND #2 FOR LIVESTOCK WATERING USE, 1.00 AF IN POND #3 FOR LIVESTOCK WATERING USE, 0.50 AF IN POND #4 FOR LIVESTOCK WATERING USE, AND 2.00 AF IN POND #4 FOR RECREATION USE

WATER MAY BE APPROPRIATED FOR STORAGE DURING THE PERIOD NOVEMBER 1 THROUGH APRIL 30 OF EACH YEAR

DATE OF PRIORITY: JULY 8, 1992 FOR 11.3 AF IN PONDS #1, #2, #3 AND 4; AUGUST 10, 1992 FOR 2.0 AF IN POND #1

THE TOTAL AREA PROPOSED TO BE SUBMERGED BY THE RESERVOIRS WHEN FULL, IS: POND #1 - 0.83 ACRE; POND #2 - 0.75 ACRE; POND #3 - 0.05 ACRE; POND #4 - 0.08 ACRE.

THE PROPOSED MAXIMUM DEPTH OF WATER IS: POND #1 - 12.0 FEET; POND #2 - 10.0 FEET; POND #3 - 6.0 FEET; POND #4 - 8.0 FEET.

THE MAXIMUM HEIGHT OF THE DAM SHALL NOT EXCEED: POND #1 - 17.5 FEET; POND #2 - 10.0 FEET; POND #3 - 6.0 FEET; POND #4 - 10.0 FEET.

DAM LOCATION: SE 1/4 SW 1/4, SW 1/4 SE 1/4, SECTION 36, T2S, R4W, W.M.;
NW 1/4 NE 1/4, SW 1/4 NE 1/4, SECTION 1, T3S, R4W, W.M.; POND #1 - 820
FEET SOUTH & 2550 FEET WEST, POND #2 - 1270 FEET NORTH & 3150 FEET WEST,
POND #3 - 1600 FEET SOUTH & 1800 FEET WEST, POND #4 - 1225 FEET NORTH &
1700 FEET WEST, ALL FROM THE SE CORNER OF SECTION 36

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

SE 1/4 SW 1/4
SW 1/4 SE 1/4
SECTION 36
TOWNSHIP 2 SOUTH, RANGE 4 WEST, W.M.

NW 1/4 NE 1/4
SW 1/4 NE 1/4
SECTION 1
TOWNSHIP 3 SOUTH, RANGE 4 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 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.

SEE NEXT PAGE

The following conditions apply to Pond #1 only.

The dam shall be constructed, operated, and maintained according to the approved plans and specifications dated August 11, 1992, on file with the Water Resources Department.

The outlet gate shall be cycled at least once each year and shall be fully operational. The embankment and spillway shall be kept clear of brush, debris, and burrowing animals.

No water shall be stored until this department receives written certification from the engineer that construction has been completed in accordance with the approved plans and specifications, and written authorization for storage is received from this department.

The structure shall be constructed under the supervision of a registered engineer licensed in Oregon.

No fill shall be placed until excavation of the cutoff trench has been completed in its entirety and approved by the engineer.

A new topographical map and area-capacity curve, prepared by an engineer, must be submitted to this department if earth material is removed from the storage area during construction.

STANDARD CONDITIONS

The following conditions apply to Ponds #1, #2, #3 and #4.

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 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 May 20, 1996


for Martha O. Pagel, Director
Water Resources Department

Application R-72542 Water Resources Department PERMIT R-11801
Basin 02 Volume 12, North Yamhill River & Misc. District 16
MGMT. CODES 2AD, 2AW, 2BD, 2BW, 2CD, 2CW, 2ED, 2EW, 2FD, 2FW, 2GD, 2GW