

STATE OF OREGON

COUNTY OF JOSEPHINE

PERMIT TO STORE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

HARRY E & ELLEN C WEAVER  
987 WESTRIDGE DR  
PORTOLA VALLEY, CALIFORNIA 94028

(415) 851-0517

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

APPLICATION FILE NUMBER: R-70343

SOURCE OF WATER: AN UNNAMED STREAM, A TRIBUTARY OF IRON CREEK WITHIN THE ROGUE BASIN

STORAGE FACILITY: TWO UNNAMED RESERVOIRS

PURPOSE OR USE OF THE STORED WATER: AESTHETICS

AMOUNT OF WATER ALLOWED: 4.9 ACRE-FEET EACH YEAR

THE PERIOD OF ALLOWED USE (STORAGE SEASON): DECEMBER 1 THROUGH MARCH 31

DATE OF PRIORITY: MAY 10, 1990

The area submerged by the reservoirs, when full, will be 0.8 acre and the maximum depth of water will be 10.0 feet. The maximum height of the dams shall not exceed 8.0 feet.

DAM LOCATION: RESERVOIR 1 - NW 1/4 SW 1/4, SECTION 25, T37S, R6W, W.M.; 130 FEET SOUTH AND 280 FEET EAST FROM WEST 1/4 CORNER SECTION 25; RESERVOIR 2 - NW 1/4 SW 1/4, SECTION 25, T37S, R6W, W.M.; 100 FEET SOUTH AND 670 FEET EAST FROM WEST 1/4 CORNER SECTION 25

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

NW 1/4 SW 1/4  
SECTION 25  
TOWNSHIP 37 SOUTH, RANGE 6 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.

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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 shall not construct, operate or maintain any dam or artificial obstruction to fish passage in the channel of the subject stream without providing a fishway to ensure adequate upstream and downstream passage for fish. The applicant is hereby directed to contact a Oregon Department of Fish and Wildlife Fish Passage Coordinator, Portland, Oregon, before beginning construction of any in-channel obstruction.

#### 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.

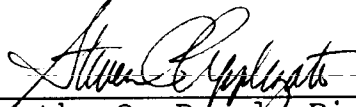
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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

Issued June 19, 1996

*for*   
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Martha O. Pagel, Director  
Water Resources Department