

March 16, 1995

Oregon

GENE W WEITMAN
WEITMAN, RUTH V
4344 ROGUE RIVER DR
EAGLE POINT, OR 97524

WATER
RESOURCES
DEPARTMENT

REFERENCE: File # P-77545;
Notice of Exempt Reservoir (Pond)

Your exempt reservoir notice has been received by the Department and has been assigned the above-referenced file number. We would like to ask you to refer to this number if you should need to contact us about the notice, your pond, or ponds if you have more than one.

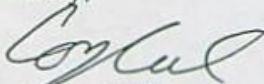
To avoid any misunderstanding, we feel it is important to tell you that although we have received and filed your notice, we have not yet determined whether you are exempt from water right requirements. The watermaster responsible for the area in which the pond(s) is (are) located will help us apply the Water Resources Commission's administrative rules to your situation. These rules set the standards that determine which ponds require water rights and which are exempt. We will let you know the results as soon as we are able to complete our review of your pond(s)'s nature.

Since the department must rely initially on the information you submit to us, it is very important that the information be complete and accurate. If inspections show that your pond(s) does (do) not qualify as exempt, you could be asked to drain the pond(s) or submit a water right application or both. If you submit your application after January 1, 1995, it will be processed like any other application, since that is the deadline for filing water rights under the pond amnesty program.

The department will process your information as quickly as possible. However, because water right processing staff members are working hard to reduce a backlog of applications, it may be some weeks before you hear from us.

If you have questions, you may contact your watermaster. The enclosed brochure lists watermaster names, telephone numbers and addresses by county.

Sincerely,



Mr. Cory C. Engel
Water Rights Research Assistant
Water Rights/Adjudication Division

Enclosure: New Water Right Law for Pond Owners Brochure



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

STATE OF OREGON
WATER RESOURCES DEPARTMENT

RECEIVED

JAN - 3 1995

WATER RESOURCES DEP
SALEM, OREGON

NOTICE OF EXEMPT RESERVOIR

This notice is submitted pursuant to ORS 537.141, which provides that a water right is not needed for certain ponds/reservoirs which were in existence before January 1, 1993, are located off-channel and store less than 9.2 acre-feet of water or have a dam less than 10 feet in height.

Landowner: Gene W. Weitman + Ruth V. Weitman

Authorized Agent: (if applicable) _____

Address: 4344 Rogue River Drive

Eagle Point OR. 97524 878-2125
City State Zip Telephone No.

I/WE SUBMIT NOTICE OF THE FOLLOWING RESERVOIR(S):

NOTE: Multiple reservoirs may be included in a single notification. For items 1-6 below, attach extra sheets for additional reservoir descriptions.

1. The reservoir is located in Section 29, Township 34S, Range 1 West, in JACKSON County. (Enclose a US Geological Survey topographical map or a tax lot map showing the location of the reservoir(s). Copies of portions of the maps are acceptable, provided information on the copy verifies the correct legal description.)
2. Source of water: pump from Rogue River
3. Maximum height of the dam: 9 Feet
4. Maximum water depth in the reservoir: 4 Feet
5. Maximum storage capacity of reservoir: .31 Acres Ft.
6. Size, description and location of any outlet pipe: 6" Cement Pipe S.E. End
7. Enclose evidence that the reservoir(s) existed before January 1, 1993, such as one or more of the following:
 - 7.1 A dated aerial photograph which shows the immediate area above, below and surrounding the reservoir(s);
 - 7.2 An affidavit signed by the landowner or other knowledgeable person (signature must be notarized);
 - 7.3 A dated map prepared by a local, state or federal agency showing the location of the reservoir; or
 - 7.4 Construction receipts or other forms of documentation.

Application No. R77545
Permit No.

RECEIVED
JAN - 3 1995
WATER RESOURCES
SALEM, OREGON

Declaration by Owner/Authorized Agent:

Each of the reservoirs described herein was in existence before January 1, 1993, is located off-channel and stores less than 9.2 acre-feet of water or has a dam less than 10 feet in height.

I/We believe the reservoir(s) qualifies under ORS 537.141 and OAR 690-11-014 for exemption from Oregon's water right filing requirements.

Notice to Owners/Authorized Agent:

Reservoirs that qualify for exemption under ORS 537.141 and OAR 690-11-014 shall be subject to the following conditions:

1. The right to store or use water in the reservoir shall not have priority over any water right; and
2. The right to store and use water in the reservoir(s) shall be subordinate to all future permitted or certificated water rights.

THE UNDERSIGNED VERIFIES THAT TO THE BEST OF HIS/HER KNOWLEDGE AND BELIEF THE INFORMATION CONTAINED IN THIS NOTICE IS TRUE, CORRECT AND COMPLETE.

x Gene Weitman

Landowner/agent signature: *x Ruth K Weitman*

(Print Name and Title) GENE WEITMAN, RUTH WEITMAN

Date: 12/29/94



STATE OF OREGON
County of JACKSON

On this 29th day of December, 1994, personally appeared the above named GENE WEITMAN & RUTH WEITMAN and acknowledged the foregoing instrument to be THEIR voluntary act and deed.

authorized staff of the water resources department.
review of the information submitted, this Notice is received on _____, 1994 and assigned FILE NUMBER _____.

cc: Watermaster District # _____

PLEASE NOTE

This Notice of Exempt Reservoir should be mailed to:

Water Resources Department
Commerce Building
158 12th Street NE
Salem, OR 97310-0210



STATE OF OREGON

County of JACKSON

ss.

On this 29th day of December, 1994, personally appeared the above named GENE WEITMAN & RUTH WEITMAN and acknowledged the

foregoing instrument to be THEIR voluntary act and deed.

(Official Seal)

My Commission expires: 10/4/98

Before me: Pamela L. Reeves
Notary Public for Oregon

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JAN - 3 1995
WATER RESOURCES
SALEM, OREGON

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x Gene Weitman

Landowner/agent signature: *x Ruth V Weitman*

(Print Name and Title) GENE WEITMAN, RUTH WEITMAN

Date: 12/29/94

FOR WATER RESOURCES DEPARTMENT USE ONLY

The foregoing Notice and accompanying data have been examined by authorized staff of the Water Resources Department. Based on review of the information submitted, this Notice is received on _____, 1994 and assigned FILE NUMBER _____.

cc: Watermaster District # _____

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Water Resources Department
Commerce Building
158 12th Street NE
Salem, OR 97310-0210

RECEIVED

JAN - 3 1995

WATER RESOURCES DEP.
SALEM, OREGON

Gene Weitman
4344 Rogue River Drive
Eagle Point, OR 97524

Pond Built in 1948

30' wide
Pond
Approximately 3' Deep
75' wide

Rogue River Drive

House
Drive way

Twp

Twp 34-1-1 Range 1W. Section 29

W.

Application No 0-77545
Permit No.

PRE-TR APPLICATION PROCESSING OUTLINE *p. 77545*
 Application File # _____

MINIMUM REQUIREMENTS TO FILE

OAD 690-11-020

DATE STAMP

<u>DATE</u>	<u>INITIAL</u>	
_____	_____	Name and mailing address of applicant
_____	_____	Source of water
_____	_____	Quantity of water
_____	_____	Map showing location of POD & POU
_____	_____	Use of water
_____	_____	Names and addresses of legal owners
_____	_____	Signature of applicant
_____	_____	Oath
_____	_____	Application date stamped per money receipt date
_____	_____	Land use approved _____ pending _____
_____	_____	If reservoir < 5 AF \$____; if > 5 AF \$____
_____	_____	HB 2153/HB 2107 APPLICATION -- SEE REVERSE
_____	_____	Route to Data Center (Unless 2153/2107)

DATA CENTER

_____	_____	Stream Code _____
_____	_____	Entered into WRIS

SUPPORT SERVICES

<u>4-4-95</u>	<u>PX</u>	Stamp contents with application number
_____	_____	Mail ack letter (provided by Data Center) with receipt to applicant, cc to CWRE and file
<u>4-4-95</u>	<u>PX</u>	Place label on file and calender card

APPLICATION SECTION

_____	_____	Stream Indexed	Basin # _____
_____	_____	Plat Carded and copy made	<u>YES</u> <u>NO</u>
_____	_____	If dam is over 10 feet or storage exceeds 9.2 AC-FT, route file to Dam Safety Section	

TR CASEWORKER

_____	_____	TR Checklist complete	<u>YES</u> <u>NO</u>
_____	_____	Within Irrigation District	_____
_____	_____	District Notified	_____
_____	_____	District excerpt received	_____
_____	_____	TR Mailed DATE	_____
_____	_____	Public Interest Checklist complete	_____
_____	_____	Management Codes	_____

REMARKS: _____

Application No. P-77545

Permit No. _____

GENE W WEITMAN
WEITMAN, RUTH V
4344 ROGUE RIVER DR
EAGLE POINT, OR

97524 _____

Assigned _____

Address _____

Beginning construction _____

Completion of construction _____

Extended to _____

Complete application of water _____

Extended to _____

FILE#: P 77545

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