

Application No P-78104
Permit No.

STATE OF OREGON
WATER RESOURCES DEPARTMENT

RECEIVED

DEC 19 1994

NOTICE OF EXEMPT RESERVOIR

WATER RESOURCES DEPT.
SALEM, OREGON

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

Landowner: VERNON F HERRICK

Authorized Agent: (if applicable) _____

Address: 88088 Millican Rd

Springfield OR 97478 503-741-1046
City State Zip Telephone No.

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

NOTE: Multiple reservoirs may be included in a single notification, provided the reservoirs are within the same ownership, on contiguous property and within the same drainage basin. For items 1-6 below, attach extra sheets for additional reservoir descriptions.

1. The reservoir is located in Section 29.4, Township 17, Range 01, in LANE 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: SPRINGS
3. Maximum height of the dam: 1'-0"
4. Maximum water depth in the reservoir: 7'-0"
5. Maximum storage capacity of reservoir: 1.9 ACRE-Feet
6. Size, description and location of any outlet pipe: 2
8" TILE LOCATED WEST 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;
 - 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.

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12-19-94

The pond in which I'm applying for a water right permit was used in the early 1900's for stock and domestic water. Not until the 1950's was the pond cleaned and used by Mr. Glen Vaughn.

In the early 1960's Mr. Wayne Endicott had the pond dredged and two 8" tile buried across a field approximately 1600 feet to another pond located on a part of his property.

Vernon Herrick purchased the property in October 1980 which has the above mentioned pond on. The pond is fed by approximately five springs located throughout the pond. The two 8" tile are located at the west end of the pond and runs under ground across my property to the adjacent property and another pond owned by Mr. Endicott.

Vernon F. Herrick

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SALEM, OREGON



WATER RESOURCES DEPT.
SALEM, OREGON

DEC 19 1987

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Application No. 0-78104
Permit No.

Aug 1987 *Jerry F. [Signature]*

March 1, 1995

Oregon

VERNON J HERRICLE

88088 MILLICAN RD
SPRINGFIELD, OR 97478

WATER
RESOURCES
DEPARTMENT

REFERENCE: File # P-78104;
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

Watermaster HB-2153
Check-List

WM 2

March 1, 1995

VERNON J HERRICLE

88088 MILLICAN RD
SPRINGFIELD, OR 97478

REFERENCE: File(s) P-78104

- Reservoir qualifies as exempt
- Reservoir does not qualify as exempt

| | | |
|-----------------------------|----------------|-------|
| Reservoir is off channel | YES | NO |
| Height of Dam | _____ | _____ |
| Capacity of Reservoir | _____ | _____ |
| Constructed before 1/1/1993 | YES | NO |

WATERMASTER
L. Gene McGinnis
Lane County Courthouse
Eugene, Ore. 97401

I Eugene, Ore. 97401 examined the information included with the file P-78104. My determination is based on review of the information and field visit to the site and/or personal knowledge. *USGS "Walterville" Quad sheet shows this pond site to be in channel of UNNAMED Stream - trib. to Walterville CANAL.*

L. Gene McGinnis

Signature

3/1/95

Date

PRE-TR APPLICATION PROCESSING OUTLINE

Application File #

78104

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>3/22/95</u> | <u>JK</u> | Stamp contents with application number |
| _____ | _____ | Mail ack letter (provided by Data Center) with receipt to applicant, cc to CWRE and file |
| <u>3/22/95</u> | <u>JK</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: _____