

FILE#: P 78994

EUGENE YORK  
YORK, MARY  
245 MISSOURI FLAT RD  
GRANTS PASS, OR 97527

Application No. P-78994  
Permit No. \_\_\_\_\_  
Certificate No. \_\_\_\_\_  
  
Stream Index, Page No. \_\_\_\_\_

FEES PAID		
Date	Amount	Receipt No.
FEES REFUNDED		
Date	Amount	Check No.

Date filed \_\_\_\_\_  
Priority \_\_\_\_\_  
Action suspended until \_\_\_\_\_  
  
Return to applicant \_\_\_\_\_  
Date of approval \_\_\_\_\_

Date	To Whom	ASSIGNMENTS	Address	Volume	Page

**CONSTRUCTION**  
  
Date for beginning \_\_\_\_\_  
Date for completion \_\_\_\_\_  
Extended to \_\_\_\_\_  
  
Date for application of water \_\_\_\_\_  
Extended to \_\_\_\_\_

**REMARKS**  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**PROSECUTION OF WORK**  
  
Form "A" filed \_\_\_\_\_  
Form "B" filed \_\_\_\_\_  
Form "C" filed \_\_\_\_\_

**FINAL PROOF**  
  
Blank mailed \_\_\_\_\_  
Proof received \_\_\_\_\_  
Date Certificate issued \_\_\_\_\_

MP-53

STATE OF OREGON  
WATER RESOURCES DEPARTMENT

RECEIVED

DEC - 5 1994

WATER RESOURCES DEPT.  
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: Eugene & Mary York

Authorized Agent: (if applicable) \_\_\_\_\_

Address: 245 Missouri Flat Rd

Grants Pass Oregon 97527 846-6887  
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 25, Township 37, Range 05, in Josephine 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: Carris Creek & 1 Well

3. Maximum height of the dam: 5 FT

4. Maximum water depth in the reservoir: 8 FT

5. Maximum storage capacity of reservoir: 16,000 cubic feet 0.37

6. Size, description and location of any outlet pipe: 6 in concrete tile pipe on lower side of pond

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. P-78994

Permit No.

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.

Landowner/agent signature: Eugene York

(Print Name and Title) Eugene York - owner

Date: Dec 2, 1994

STATE OF OREGON

County of JOSEPHINE ss.



RECEIVED  
DEC - 5 1994

On this 2nd day of December, 1994, personally

appeared the above named Eugene York

and acknowledged the foregoing instrument to be his voluntary act and deed.

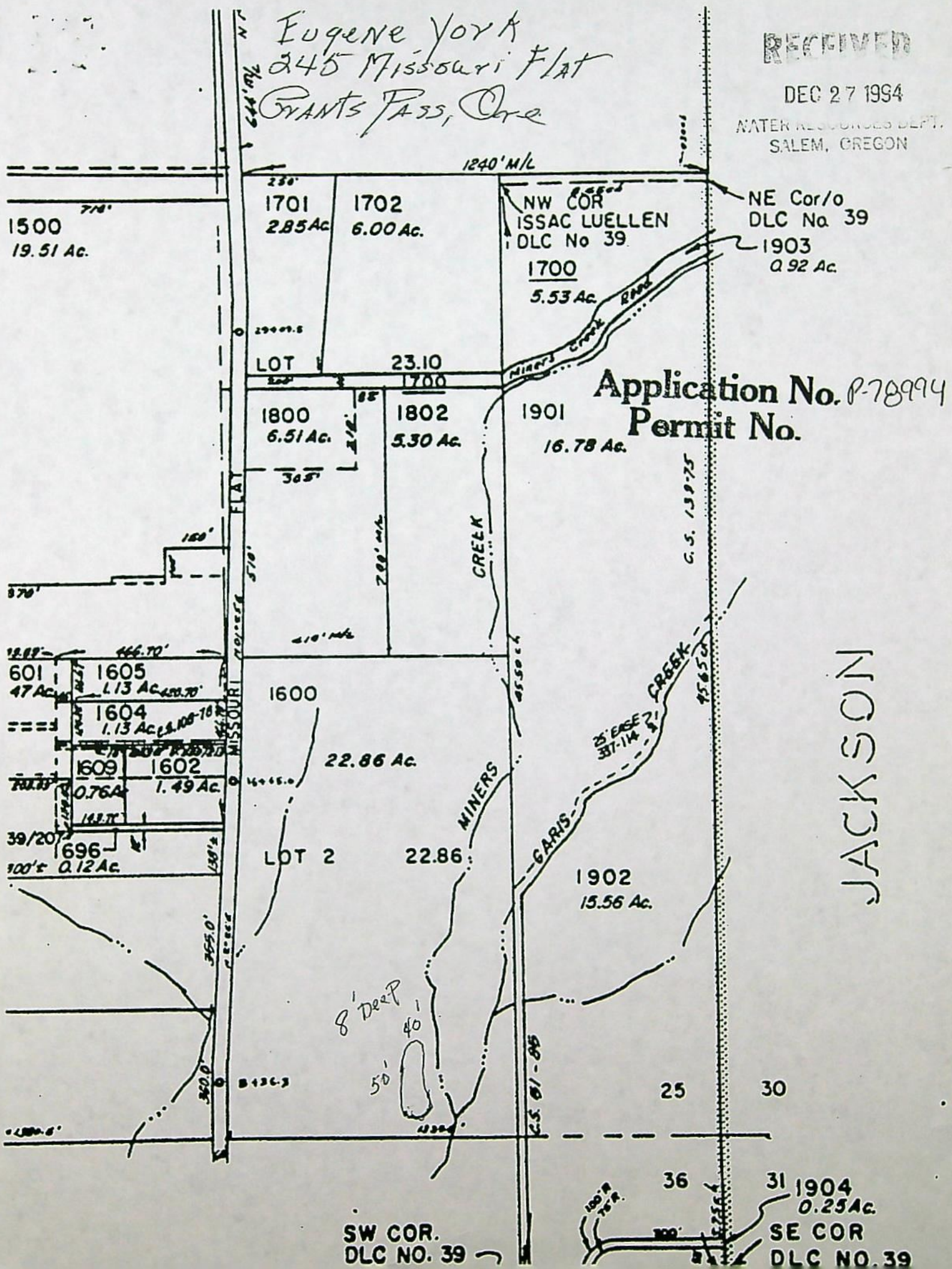
My Commission Expires 10-9-98

Jeanne M. Termath  
Notary Public for Oregon

Eugene York  
 245 Missouri Flat  
 Grants Pass, Ore

RECEIVED

DEC 27 1994  
 WATER RESOURCES DEPT.  
 SALEM, OREGON



JACKSON

March 9, 1995

EUGENE YORK  
YORK, MARY  
245 MISSOURI FLAT RD  
GRANTS PASS, OR 97527

WATER  
RESOURCES  
DEPARTMENT

REFERENCE: File # P-78994;  
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.

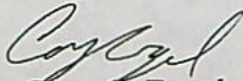
To avoid any misunderstanding, we feel it is important to tell you that although we have received and filed your notice, we have not yet determined whether you are exempt from water right requirements. The watermaster responsible for the area in which the pond(s) is (are) located will help us apply the 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

IF NON-EX, WHY:

LIVE FLOW FROM  
CARIS CR

RECOMMENDED

FILING:

2376-----

INJURY/MITIGATION:

NONE -- THIS

PROPERTY ALREADY COVERED WITH WATER  
RIGHTS FROM MINERS CKA CARIS CR

FILE #: P78994 RVD SALEM: RVD REGION: COUNTY: JO

NAME: EUGENE YORK  
ADDRESS: 245 MISSOURI FLAT RD  
CITY, STATE: GRANTS PASS, OR  
PHONE NO. 503-846-6887

97527

EXEMPT? *N*

*LIVE FLOW  
CARIS CR*

TRSQQ: 37-5-25

MAP & TL: *TZ 1600*

INSPECTED BY *LMS*  
INSPECTION DATE *10/10*  
TALKED TO: *—*

SOURCE(S) OF WATER:

USE(S) OF WATER:

DESCRIBE POND:

DESCRIBE DAM:

SURFACE AREA:

ASSUMED AVERAGE DEPTH:

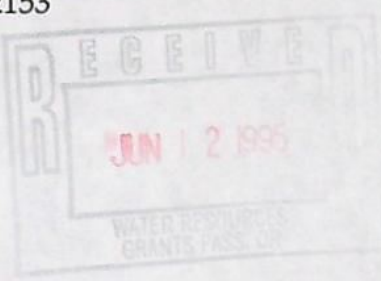
*Capacity = .37 A.F.*

DISCREPANCIES:

REMARKS:

WM 14

Watermaster HB-2153  
Check-List



March 9, 1995

EUGENE YORK  
YORK, MARY  
245 MISSOURI FLAT RD  
GRANTS PASS, OR 97527

REFERENCE: File(s) P-78994

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

Reservoir is off channel	<u>YES</u> <u>NO</u>
Height of Dam	_____
Capacity of Reservoir	<u>.37 A.F.</u>
Constructed before 1/1/1993	<u>YES</u> <u>NO</u>

I L. SMITH examined the information included with the file P-78994. My determination is based on review of the information and field visit to the site and/or personal knowledge.

L. M. Smith  
Signature

10/10/95  
Date



March 9, 1995

EUGENE YORK  
YORK, MARY  
245 MISSOURI FLAT RD  
GRANTS PASS, OR 97527

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RESOURCES  
DEPARTMENT

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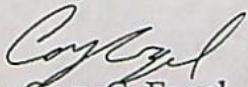
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Authorized Agent: (if applicable) \_\_\_\_\_

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

Landowner/agent signature: Eugene York

(Print Name and Title) Eugene York-Owner

Date: Dec 2, 1994

STATE OF OREGON  
County of JOSEPHINE ss.



RECEIVED  
- 5 1994

WATER RESOURCES DEP  
SALEM, OREGON

On this 2nd day of December, 1994, personally appeared the above named Eugene York and acknowledged the foregoing instrument to be his voluntary act and deed.

My Commission Expires 10-9-98 Jeanne M. Termath  
Notary Public for Oregon

Declaration by Owner/Authorized Agent:

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Landowner/agent signature: Eugene York

(Print Name and Title) Eugene York-Owner

Date: Dec 2, 1994

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 \_\_\_\_\_.

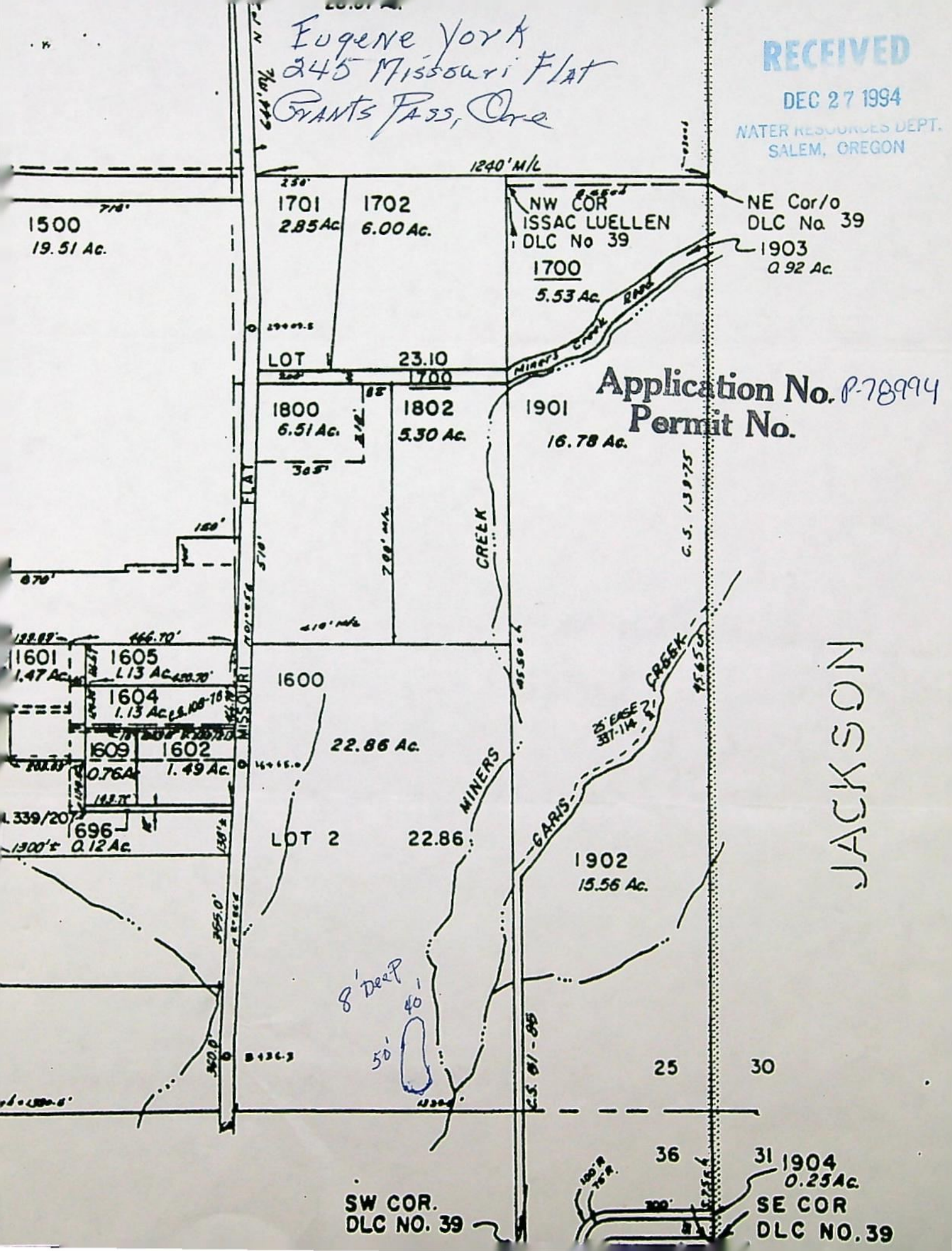
cc: Watermaster District # \_\_\_\_\_

Eugene York  
245 Missouri Flat  
Grants Pass, Ore

RECEIVED

DEC 27 1994

WATER RESOURCES DEPT.  
SALEM, OREGON



Application No. P-78994  
Permit No.

JACKSON

SW COR.  
DLC NO. 39

31 1904  
0.25 Ac.  
SE COR  
DLC NO. 39

Eugene York  
245 Missouri Flat  
Grants Pass, Oregon

Com



Water Resources Department  
158 12th St. NE  
Salem, Oregon 97310

Eugene York  
245 Missouri Flat Rd.  
Grants Pass OR 97527



Water Resources Department  
158 12th St. N.E.  
Salem OR 97310

MINIMUM APPLICATION REQUIREMENTS TO FILE:

P-78904

HB 2153 - existing, small, EXEMPT ponds

12-5-94

2-21-95 JES  
(date & initials)

NOTICE OF EXEMPT RESERVOIR form (or letter if prior to April 8, 1994).

\_\_\_\_\_  
Appropriate map (see item 1 on form).

\_\_\_\_\_  
Evidence that reservoir existed before January 1, 1993 (one or more of the following: dated aerial photo, NOTARIZED affidavit, dated map from agency, construction receipts or other documentation).

JES  
\_\_\_\_\_  
Items 2, 3, 4, 5, and 6 are completed.

JES  
\_\_\_\_\_  
Signature (and title, if applicable)

HB 2153 - non-exempt existing ponds (large, on-channel)

Complete Minimum Requirements to File on reverse, except before routing to Data Center, change priority date to 1/1/1993. Also, confirm the following:

\_\_\_\_\_  
Receipt of evidence that reservoir existed before January 1, 1993 (one or more of the following: dated aerial photo, NOTARIZED affidavit, dated map from agency, construction receipts or other documentation)

HB 2107 - wetland, stream restoration and storm water management

Complete Minimum Requirements to File on reverse EXCEPT DO NOT ROUTE TO DATA CENTER, BUT DO ROUTE TO CAROL. Also confirm the following:

\_\_\_\_\_  
Name/address of adjacent property owner within 1/4 mile

\_\_\_\_\_  
Map with scale not less than 2 in.=1 mi.

\_\_\_\_\_  
CWRE map if > 10 feet dam or > 9.2 AF

\_\_\_\_\_  
Description of proposed use

\_\_\_\_\_  
Condition addressed

\_\_\_\_\_  
Resulting benefits

\_\_\_\_\_  
Public notices (circle) #1 #2



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Application No. P-78994

Permit No. \_\_\_\_\_

EUGENE YORK

YORK, MARY

245 MISSOURI FLAT RD

GRANTS PASS, OR

97527

Assigned \_\_\_\_\_

Address \_\_\_\_\_

Beginning construction \_\_\_\_\_

Completion of construction \_\_\_\_\_

Extended to \_\_\_\_\_

Complete application of water \_\_\_\_\_

Extended to \_\_\_\_\_