

P-6

REMARKS

WATERMASTER DISTRICT # 6
WATER RESOURCES DEPARTMENT
10507 N. McAlister Rd.
La Grande, OR 97850
503-963-1031

RECEIVED

AUG 21 1995
WATER RESOURCES DEPT.
SALEM, OREGON

August 17, 1995

Alfred E Bellisle
Bellisle, Gail
67547 Mitchek Lane
Elgin, OR 97828

Reference: File(s) P-79626
Determination: **EXEMPT**

Your exempt reservoir notice has been forwarded to my office for a determination whether your reservoir(s) are exempt from requiring a water right permit or certificate under the process arising from House Bill 2153.

ORS 537.141 (1) (d) exempts "reservoirs that store less than 9.2 acre-feet of water or with dams less than 10 feet in height, that are located off-channel and outside the immediate riparian areas, that do not divert water from a natural stream, lake, or other on-channel source and that were constructed before January 1, 1993".

The information contained in notice(s) of exempt reservoir for file(s) P-79626 list the source of water for the reservoir(s) as a spring. None of the reservoir(s) claim to have a dam higher than 10 feet or store more than 9.2 acre-feet.

From review of the information contained with the file, my determination is the reservoir(s) **ARE EXEMPT**.

I encourage you to keep this letter with the other important property records that you keep.

If you have questions, feel free to contact me at the address or telephone number above.

Sincerely,



Rick Lusk
Watermaster District #6

Enclosure attached

cc: Salem File, WRD
File

Watermaster HB-2153
Check-List

WM6

RECEIVED

AUG 21 1995

NAI
SOLICITATION

March 16, 1995

ALFRED E BELLISLE
BELLISLE, GAIL
67547 MITCHEK LANE
ELGIN, OR 97827



REFERENCE: File(s) P-79626

- ☒ 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	_____	_____
Constructed before 1/1/1993	<u>YES</u>	<u>NO</u>

I Richard M. Rusk examined the information included with the file P-79626.
My determination is based on review of the information and field visit to the site and/or
personal knowledge.

Richard M. Rusk
Signature

8-17-95
Date

March 16, 1995

Oregon

ALFRED E BELLISLE
BELLISLE, GAIL
67547 MITCHEK LANE
ELGIN, OR 97827

WATER
RESOURCES
DEPARTMENT

REFERENCE: File # P-79626;
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

PRE-TR APPLICATION PROCESSING OUTLINE *P* 79626

Application File # _____

MINIMUM REQUIREMENTS TO FILE

OAR 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
_____	_____	HB 2153/HB 2107 APPLICATION -- SEE REVERSE
_____	_____	Oath
_____	_____	Application date stamped per money receipt date
_____	_____	Land use approved _____ pending _____
_____	_____	If reservoir < 5 AF \$_____, if > 5 AF \$_____

Route to Data Center (Unless 2153/2107)

DATA CENTER

_____	_____	Stream Code _____
_____	_____	Entered into WRIS

SUPPORT SERVICES

<u>4/7/95</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>4/7/95</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: _____

5/94

MINIMUM APPLICATION REQUIREMENTS TO FILE:

HB 2153 - existing, small, EXEMPT ponds

3/6/93
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).

Items 2, 3, 4, 5, and 6 are completed.

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

STATE OF OREGON
WATER RESOURCES DEPARTMENT

NOTICE OF EXEMPT RESERVOIR

RECEIVED

DEC 22 1994

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 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: Alfred E and Gail Bellisle

Authorized Agent: (if applicable) _____

Address: 67547 Mitchell Ln.

Elgin Or 97827 437-8671
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 6, Township 1, Range South 40E, in Union (Tax lot 500) 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: Spring
3. Maximum height of the dam: 3 ft.
4. Maximum water depth in the reservoir: 2 1/2 ft
5. Maximum storage capacity of reservoir: 13,464 gal⁰⁴
6. Size, description and location of any outlet pipe: _____

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.

Application No. P-79626
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 690-11-041 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 690-11-041 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: Alfred Bellisle

(Print Name and Title) Alfred and Gail Bellisle-owner

Date: 12-18-94

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 accepted on _____, 1994 and assigned FILE NUMBER _____.

cc: Watermaster District # _____
To Data Center (date) _____

We bought the property
July 1 1990 and the pond was
already here. We do not know when
constructed but was prior to this date

Alfred E Bellis
12-18-94

DEC 22 1994

DEC 22 1994

WATER RESOURCES DEPT.
SALEM, OREGON

This map is furnished as a convenience in locating property, and the company assumes no liability for any variations as may be disclosed by actual survey.



Eastern Oregon Title, Inc.

P.O. Box 446 - 1110 Spring Street - La Grande, Oregon 97850-0446 - Phone 963-0514

RECEIVED

DEC 22 1994

SALEM, ORDER NO.

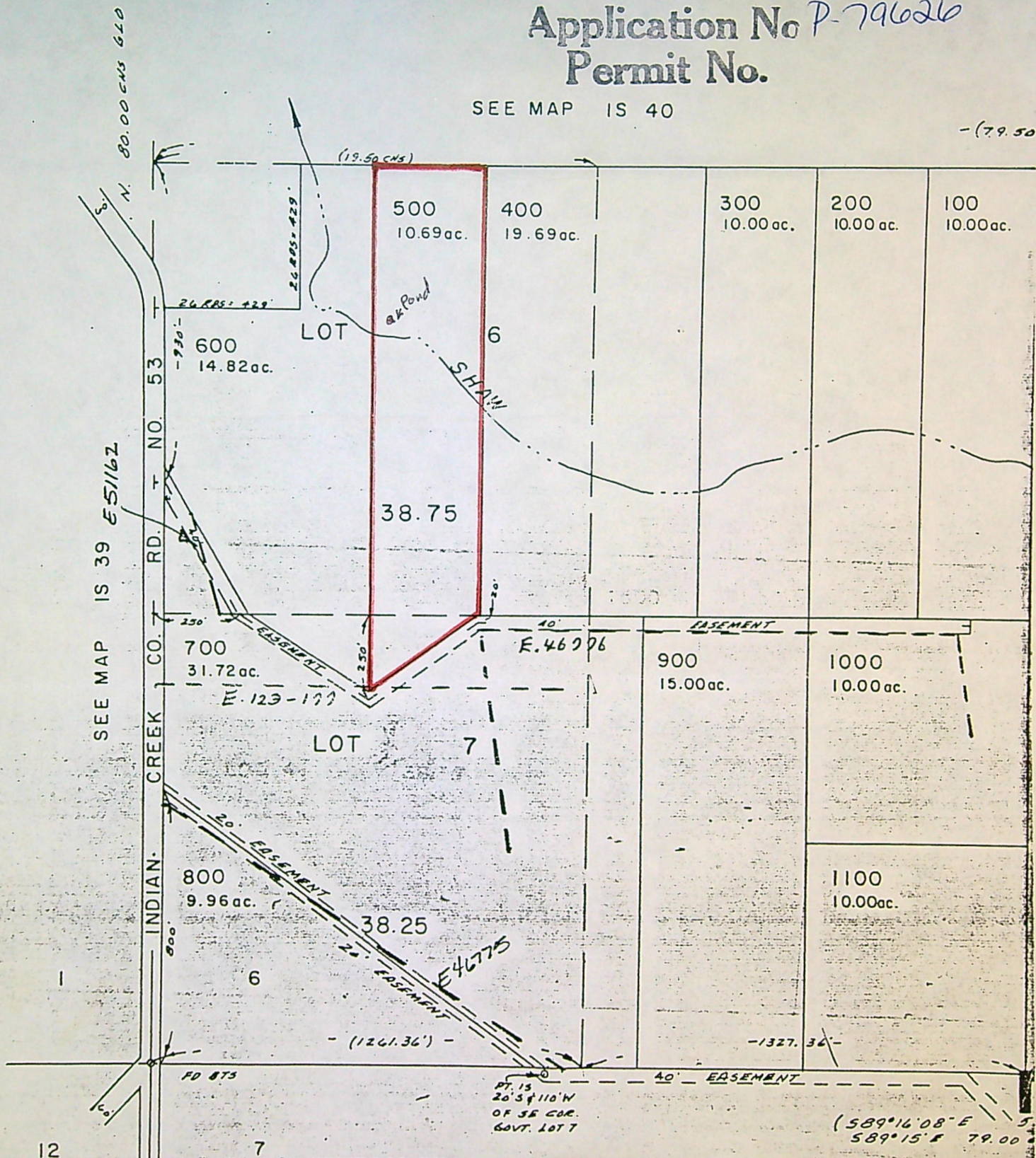
89-3951

Section 6 Township 1 South Range 40 E
tax lot 500

Application No P-79626
Permit No.

SEE MAP IS 40

-(79.50



Oregon

WATER

RESOURCES

DEPARTMENT

March 6, 1995

ALFRED & GAIN BELLISLE
67547 MITCHEK LANE
ELGIN OR 97827

Application No P-79626
Permit No.

Dear Mr. & Mrs. Bellisle,

The Department has received your Notice of Exempt Reservoir. Fees are not required to file this Notice, so your check #3301 in the amount of \$50.00 is enclosed.

If you have any questions regarding this matter, please call our water rights section at 378-8455.

Sincerely,



Mr. Cory C. Engel
Water Rights Research Assistant