

Application for
Extension of Time
for a Water Right Permit
(NON-Municipal/ NON-Quasi-Municipal)

OREGON

WATER RESOURCES
DEPARTMENT
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900
www.oregon.gov/OWRD

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Criteria for a Permit Extension of Time

The Department can accept requests for an extension of time on permits to (1) complete construction, and/or to (2) apply water to beneficial use.

In order to approve a permit extension request the Department must be able to find:

1) Construction has begun:

A. For Groundwater Permits

Construction of the well(s), *authorized by the permit*, began within 5 years of the date the permit was issued or by the actual construction date specified in the permit.

B. For Surface Water or Reservoir Permits

Construction of the water system began within 5 years of the date the permit was issued or by the actual construction date specified in the permit.

The Department will also confirm that:

- 2) If required, a fish screen, fish passage or fish by-pass device was installed before or prior to diversion of any water. An exception to the need to confirm installation prior to diversion of any water would be a waiver submitted to the Department from ODFW stating that a fish screen, fish passage or fish by-pass device was not required, provided your permit allows for a waiver.

If you have questions, please call the Department at (503)-986-0900 and ask to speak with a permit extension specialist.

TO THE DIRECTOR OF THE OREGON WATER RESOURCES DEPARTMENT
A separate extension application must be submitted for each permit as per
OAR 690-315-0020(2).

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We, MGN, LLC / Mark Crissman

NAME OF PERMIT HOLDER [OAR 690-315-0020(1) and (3)(a)]

30483 Hwy 395 N
ADDRESS

Fox
CITY

OR
STATE

97856
ZIP

970-946-1564
PHONE

fivespringsranch60@gmail.com
E-MAIL ADDRESS

the permit holder of: Application Number R-88590

Permit Number R-15433
[OAR 690-315-0020(3)(b)]

do hereby request that the date by which the water development will be completed and
water put to full beneficial use, which time now expires on Month: May Day: 12 Year: 2025,
be extended to October 1, 2031, [OAR 690-315-0020(3)(i)]

I am the permit holder, and may apply for an extension of time under this permit. I understand that false or misleading statements in this extension application are grounds for OWRD to suspend processing of the request and/or reason to deny the extension.

Signature

Date

Mark Crissman
Printed Name

Manager/Member
Title

The agent below is authorized to represent the applicant in all matters relating to THIS application.

Permit Holder Initials

Bryce M. Withers / Water Right Services, LLC
Authorized Agent (Print Agent Name)

541-389-2837 brycewrs@gmail.com
Agent contact

Before submitting your Application for Extension of Time, make sure the following items are included:

- This completed Application for Extension of Time.
- Statutory fee of \$1,170
- Signature page (Second page of this Application for Extension of Time).
- Letter granting an agent authority to act on behalf of the permit holder (*if applicable*)
- All supporting documentation and/or evidence referenced in the Application for Extension of Time. (ODFW Fish screen approval or waiver, contract for stored water, etc)

MAIL COMPLETED APPLICATION
along with the Supporting documents and/ or evidence and correct fee to:

**Water Resources Department
Attn: Water Right Permit Extensions
725 Summer Street NE, Suite A
Salem, Oregon 97301**

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GENERAL TIPS:

- Permit holders of **municipal or quasi-municipal water use permits DO NOT use this form**. The correct form is APPLICATION FOR EXTENSION OF TIME FOR MUNICIPAL AND QUASI-MUNICIPAL WATER USE PERMITS.
- Request the reasonable amount of time necessary to fully complete construction of the water project and/or to fully use the permitted quantity of water under the terms and conditions of your permit. Should this request be approved, it will be OWRD's expectation that you will complete your project within the new time period allowed. Future extensions may not be granted.
- A separate APPLICATION FOR EXTENSION OF TIME must be submitted for each permit. OAR 690-315-0020(2).
- Permit extensions are evaluated under OAR Chapter 690, Division 315. These rules may be viewed at the State of Oregon, Secretary of State Website. To be granted an extension of time, the Department must make four specific findings; 1) the application is complete, 2) construction of the water system began within the time specified in the permit and applicable statute, 3) there is good cause, and 4) the project can be completed within the time being requested. If the Department cannot make all four findings, the extension of time cannot be approved.
- You may provide OWRD with any additional information or evidence that will aid us in making our decision. Please note that OWRD may require other information that is necessary to evaluate the application. OAR 690-315-0020(3)(n).
- After careful review of the Application for Extension of Time, you may contact OWRD at (503) 986-0900, to ask questions and request assistance from a Permit Extensions Specialist in the Water Rights Services Division.

- An Application for an Extension of Time will be reviewed for completeness. A response is required for each item contained in the application. OWRD will return any incomplete or deficient applications to the applicant. OAR 690-315-0040(1)(a).

Reference Materials Needed to Complete this Application:

- **The water right permit.** If needed, a copy of the water right permit can be downloaded from the Department's Website, or, a copy of the permit may be requested by water right application number from the Water Rights Division at 503-986-0900 (copy fees will apply).
- **Previous Applications and Orders.** Copies of previous applications and orders that may inform the completion of the Application for Extension of Time, if available, may be downloaded from the Department's Website. **NOTE: If the document requested is not available on the Department's website, you may be required to submit a Public Record Request.**
- **Documentation which demonstrates compliance with permit conditions** (for example, well construction logs; static water level measurement reports; annual water use reports; ODFW fish screen certification; a plan to monitor the effect of water use on ground water aquifers utilized under the permit; etc.).

Questions to complete this application for an Extension of Time

Please see the instruction sheet to help you answer these items.

1. **Beginning Construction within required deadlines.** OAR 690-315-0020(3)(d)

For Groundwater Permits

Has construction of the point of appropriation (well) authorized under this permit begun?

☐ Yes ☐ No

Date construction began Month: Day: Year:

Details of construction and attach documentation:

For Surface/Reservoir Permit

Has construction of the water system begun? ☒ Yes ☐ No

Date construction began Month: June Day: Year: 2022

Details of construction and attach documentation: Reservoir #2 & #3 Excavation was started in June 2022. See attached 8/2022 Google Earth Imagery.

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2a. Permits typically contain standard or special conditions that must be fully satisfied to lawfully develop and use permitted water. Review the permit subject to this extension to identify which of the conditions listed in the 2nd column are contained within it. Using the extra row labeled "other" to specify any other additional conditions included in the permit, or specified in a final order approving a permit amendment or prior extension of time. In the 1st column check the box for each condition (row) identified as relevant. In the 3rd column check "Yes" if you have completed or met the permit condition. Check "No" if the condition is not yet satisfied. In the 4th column, give the date when the condition was satisfied or will be satisfied. Attach any pertinent documentation. Note: a pump test condition does not need to be addressed here however; you must submit the results of the test to the Department for approval prior to certification.

CHART-A

Permit Conditions in this Permit		Have Completed or Met?	Date satisfied/ or will be satisfied
Checkbox	Ground water Check those included on this permit		
☐	Installation of a meter/totalizing flow meter	☐ Yes ☐ No	
☐	Submittal of annual water usage report	☐ Yes ☐ No	
☐	Submittal of static water level measurements in the month required	☐ Yes ☐ No	
☐	Special well construction standards	☐ Yes ☐ No	
☐	Submittal of a monitoring plan	☐ Yes ☐ No	
☐	Well ID tag assigned and installed:	☐ Yes ☐ No	
☐	Other (Specify):	☐ Yes ☐ No	
Surface Water or Reservoir			
☒	Installation of a staff gauge	☐ Yes ☒ No	Installation will occur as each reservoir is finished
☐	Submittal of annual water use report	☐ Yes ☐ No	
☐	Installation of a fish screen	☐ Yes ☐ No	
☐	Installation of a fish by-pass device	☐ Yes ☐ No	
☐	Installation of a fish passage	☐ Yes ☐ No	
☒	Installation of an outlet gate/pipe/ conduit	☐ Yes ☒ No	Installation will occur as each reservoir is finished
☐	Submittal of a letter from ODFW that fish screen, fish by-pass device, and or fish passage is not required	☐ Yes ☐ No	
☐	Submit as-built plans and specification	☐ Yes ☐ No	
☐	Submittal of a letter from an engineer prior to storage	☐ Yes ☐ No	
☐	Other (Specify):	☐ Yes ☐ No	
☐	Other (Specify):	☐ Yes ☐ No	
☐	Other (Specify):	☐ Yes ☐ No	

2b. If you have identified that you have NOT complied with Permit conditions, explain the reasons why and indicate a date certain, when you will be in compliance.

We have not yet been able to complete construction of Reservoirs #1, #2, #3, #4, & #5. Once built, the required staff gauges and outlet pipes will be installed and we will be in compliance.

3. Provide evidence of physical work made toward completion of the water system, and of progress made toward making beneficial use of water within the permitted time period (CHART-B); and if applicable, within the time period of the most recent extension granted (CHART-C). CHART-B (below) must be completed for all Application for Extension of Time requests. *Use chronological order. Itemize each work item, and do not combine multiple work actions in one area. (Planning, formulating a business plan, securing financing, letting contracts, purchasing but not installing equipment, surveying, clearing land, or planting crops is not considered work in the development of the water system. Work accomplished under other water rights may not be considered work under this permit.)*

CHART-B

DATE	WORK ACCOMPLISHED BEFORE PERMIT WAS ISSUED <i>List any work done before the permit was issued – eg. well drilled.</i>	COST*
DATE	WORK ACCOMPLISHED AFTER PERMIT WAS ISSUED and PRIOR TO DATE SPECIFIED IN PERMIT FOR COMPLETE APPLICATION OF WATER <i>List work/actions done during the permitted time period.</i>	COST*
May 12, 2020	Date the permit was signed - find date above signature on last page of permit.	
June-July 2022	Reservoir #2 & #3 Excavation	\$10,000
June-July 2023	Reservoir #2 & #3 Excavation	\$10,000
May 12, 2025	Date the permit specified complete application of water to the use shall be made- all permits contain this date.	
DATE	WORK ACCOMPLISHED AFTER the date the permit specified complete application of water and prior to any previous extension order <i>COMPLETE ONLY IF THIS IS YOUR 1st APPLICATION FOR AN EXTENSION OF TIME; List work done after the date specified in the permit for complete application of water up to the date of this Application for Extension of Time.</i>	COST*

Total Cost for Chart-B		\$20,000

* If exact cost is not known, you must provide your best estimate.

4. If this is not your 1st Application for Extension of Time request, fill out CHART-C below in addition to CHART-B above. *Use chronological order.*

CHART-C

DATE	WORK ACCOMPLISHED DURING THE LAST EXTENSION PERIOD <i>List all work done during the last authorized extension period.</i>	COST*
	"Extended From" date for complete application of water used in the most recent Final Order on Extension of Time.	
	"Extended To" date for complete application of water resulting from the most recent Final Order on Extension of Time.	
DATE	WORK ACCOMPLISHED AFTER THE LAST EXTENSION PERIOD EXPIRED <i>List all work done after the last authorized date for complete application of water up to the date of this Application for Extension of Time.</i>	COST*
Total Cost of Chart-C		

* If exact cost is not known, you must provide your best estimate. [OAR 690-315-0020(3)(f)]

5. Cost of project to date: \$20,000

(The total combined cost from CHART-B and CHART-C) [OAR 690-315-0020(f)]

[OAR 690-315-0020(3)(e)(B)]

Provide evidence of the maximum rate (or duty, if applicable) of water diverted for beneficial use under this permit made to date.

TIP: Report the rate used to date. Unless full beneficial use has been made, this rate will be less than the rate authorized on the permit.

6. For Surface Water Permit Extensions (e.g. S-XXXX or R-XXXX):

TIP: Report the rate in the same units of measurement as specified in the permit.

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Maximum rate used to date = _____ cfs (cubic feet per second) or,

Maximum rate used to date = _____ gpm (gallons per minute) or,

Maximum volume of stored water used to date = _____ AF or,

Maximum volume stored annually to date = 3.0 AF

7. For Ground Water Permit Extensions (e.g. G-XXXX):

TIP: Include information from ALL wells that pertain to this permit, including drilled wells not currently used.

CHART-D

Well # as identified on Permit	Water User's Well #	Has this well been drilled?	IF DRILLED					If yes, provide the Permit, Certificate, or Transfer No.
			Well Log Number e.g. MORR 50473	Well Tag Number e.g. # 27566 or N/A	Is the actual drilled location authorized on this permit or on a permit amendment?	Maximum instantaneous rate used to date from this well -- under this permit only (CFS or GPM)	Is this well authorized or utilized under any OTHER water rights?	
		Yes ☐ No ☐			Yes ☐ No ☐		Yes ☐ No ☐	-
		Yes ☐ No ☐			Yes ☐ No ☐		Yes ☐ No ☐	-
Total instantaneous rate from all wells utilized under this permit								

8. Has a Permit Amendment Application been filed? Yes ☐ No ☒
If yes, identify Transfer No. T-_____

[OAR 690-315-0020(3)(e)(C)]

9. For Irrigation and Nursery Use Permits Extensions

Provide the total number of acres irrigated to date under this permit.

a) Total acres irrigated to date:

b) List by year, the number of acres irrigated each year since permit issuance.

Year	Acres	Year	Acres	Year	Acres

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c) Provide a copy of the application map identifying the acres irrigated.

d) Please specify the number of acres irrigated by each Point of Diversion/Point of Appropriation (POD/POA).

(POD/POA)# _____ Acres: (POD/POA) # _____ Acres _____

(POD/POA) # _____ Acres _____ (POD/POA) # _____ Acres _____

[OAR 690-315-0020(3)(i)(j)]

10. In the chart below provide a summary of your future plans and schedule to complete the construction of the water system, and/or apply water to full beneficial use under the terms and conditions of the permit.

CHART-E

APPROXIMATE DATE RANGE (projected)	WORK OR ACTION TO BE ACCOMPLISHED (projected)	ESTIMATED COST (projected)
Within two years after extension approval	Finish reservoir #2 & #3, construct reservoir #1, #4, #5 and install staff gauges and outlet pipes on each.	\$80,000
Within two years after extension approval	Store water to beneficial use in each Reservoir	n/a
Year:	Date intend to apply water to full beneficial use under the terms and conditions of this permit.	
Total Cost		\$80,000

[OAR 690-315-0020(3)(g)]

11. Estimated remaining cost to complete the project: \$80,000

(The total cost from CHART-E)

[OAR 690-315-0020(3)(j)]

12. Provide a summary of your plan to complete construction, meeting all permit conditions and apply the water to beneficial use: (List all tasks or steps needed to complete the project, the date when each task will be completed, and the cost associated with each task; attach additional pages if necessary.) Upon approval of an extension, we will finish Reservoirs #2 & #3, and construct Reservoir #1, #4, & #5. As part of the construction process, the required staff gauge measuring device and outlet pipe installations will take place. Following the construction and installation of the staff gauges and outlet pipes, we will begin storing water to beneficial use.

[OAR 690-315-0020(3)(k)]

13. Justify the time requested to complete the project and/or apply the water to full beneficial use. (Include any other information or evidence to establish that the requested

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amount of time is sufficient and that you will be able to complete the project within the amount of time requested.)

The time requested is needed in order to allow time for the construction of the reservoirs and install the required staff gauges and outlet pipes. We expect the extension process to take approximately 2 years from the date this application is filed (est 2028). Once an extension and is approved, a reasonable amount of time is needed to complete the development. Upon approval of the extension (est 2028), the final permit conditions can be met in approximately 2 years depending on the date of approval, the date of construction being finished relative to the permitted storage season. In total, 6 years from the expired C-date of 5/12/2025 is being requested and is needed for full development and beneficial use (proposed new C-date is 10/1/2031).

[OAR 690-315--0020(3)(l)]

14a. Will a denial of the extension result in undue hardship? *(Describe the hardship and the effects.)* Yes, the sunk costs will be a significant financial hardship. We have invested a large sum into this project, the loss of the water right would be a hardship.

14b. Are there any other reasonable alternatives that exist for meeting your water use needs? *(Explain in detail, consider other potential sources of water, and describe their feasibility)* No, there are no other reasonable alternatives as a new application may not be allowable under current rules and Division 33 reviews and ensuing requirements. Our more recent application for a storage permit was not allowable due to ODFW Alternate Reservoir Application Review completed prior to application to OWRD through the alternate review process.

[OAR 690-315-0020(3)(h)]

15. Was the delay in the timely completion of this water development project and/or timely application of water to full beneficial use caused by any additional government requirements, other than the conditions contained within the permit, which significantly delayed the completion and perfection of this right? *(Explain in detail, including how much time did this delay the project; list dates.)* No.

[OAR 690-315-0020(3)(h)]

16. Describe any unforeseen events which contributed to the delay of completion of this project that you had no control over. *(Explain in detail what the unforeseen events were (i.e. health issues, natural disaster) and how much time was spent addressing the unforeseen events. Delays caused by business decisions are not considered unforeseen events)* The property has been in probate, and was recently deeded to the current owner Mark Crissman, the managing member of MGN, LLC due to the passing of the previous owner, the complications of the estate created uncertainty in the property and made financial investments risky until the matter was settled, which only occurred September of 2025. The permit was issued in May of 2020, which coincided with the beginning of the Covid19 global pandemic. The ensuing market disruptions, overall uncertainty, and executive orders including "Stay Home, Save Lives" and "Declaration of Emergency due to Coronavirus outbreak in Oregon." These unforeseen events contributed to the delay and disruption of the project.

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[OAR 690-315-0020(3)(h)]

17. Describe any additional reasons why the construction was not completed, and/or water was not beneficially used within permit time limits. (Provide supporting information for the reason(s) that best fits your circumstances.)

The muddy soil conditions in the winter and spring months have severely limited the ability to access the land for excavation and development. The remote locations make access difficult with heavy machinery necessary for construction, and the sensitive soil conditions leaves a very limited window for work to occur each season. Once the soil conditions become dry in late spring early summer, we have a brief window to get into the sites with equipment. Dangerously dry conditions then quickly followed the muddy wet conditions, sometimes within a month, creating a hazardous situation with fire danger and extreme dust and erosion control issues. Once the fire danger is high, we cannot risk operating heavy equipment needed for construction without putting ourselves, our neighbors, and adjacent public lands at significant risk of wildfire. Despite the five-year permit window, the actual feasible time that we have for construction was much less -- approximately 5-10 months, which proved to just not be enough time for a project of this scale. Additionally, the fuel costs required for excavation have spiked and we have struggled with financing the work.

[OAR 690-315-0020(3)(m)(n)]

18. Provide any other information you wish OWRD to consider while evaluating your Application for Extension of Time.

We hope that the department considers our limited development window as inadequate in our case, partly caused by factors outside of our control. We have been facing increasingly extreme dry and windy conditions in the summer and fall months on our ranch. The reservoir sites will provide us with the reassurance of having a source a water for fire protection.

[OAR 690-315-0040(2)(f)]

19. Will the income or use of the water project provide a fair and reasonable return on your investment? (Explain in detail) Yes, the reservoirs will add value to our property, providing stock water for our animals and wildlife, along with providing a much needed source of water for firefighting. Having the stock water in the ponds available allows us to utilize the adjacent areas for grazing, allowing us to significantly offset our feed costs. Together, these items will provide a fair and reasonable return on our investment.

[OAR 690-315-0040(4)(d)]

20. Describe in detail if there are other economic interest, beyond those of the permit holder, which are dependent upon the completion of this project. (Who will be effected and how?) The development of the water right will contribute economically to the local area through the spending on labor, contractors, equipment, and supplies needed to complete and maintain the project. After completion, the water will be available to the community at large for fire-fighting efforts.

Attach permit, and documentation to the application

STATE OF OREGON

COUNTY OF GRANT

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

MGN LLC
30483 HWY 395 N
FOX OR 97856

Received by OWRD

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Salem, OR

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: R-88590

SOURCE OF WATER: RUNOFF, TRIBUTARY TO FOX CREEK

STORAGE FACILITIES: RESERVOIR 1, RESERVOIR 2, RESERVOIR 3, RESERVOIR 4, AND RESERVOIR 5

PURPOSE OR USE OF THE STORED WATER: FIRE PROTECTION, LIVESTOCK, AND WILDLIFE

MAXIMUM VOLUME: 28.2 ACRE-FEET (AF), BEING 6.2 AF IN RESERVOIR 1, 6.3 AF IN RESERVOIR 2, 6.3 AF IN RESERVOIR 3, 4.7 AF IN RESERVOIR 4, AND 4.7 AF IN RESERVOIR 5

WATER MAY BE APPROPRIATED FOR STORAGE DURING THE PERIOD: JANUARY 1 THROUGH APRIL 14

DATE OF PRIORITY: JUNE 11, 2018

DAM LOCATIONS:

POD Name	Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Dam Height	Area Acres
RESERVOIR 1	11 S	30 E	WM	4	SW SE	820 FEET NORTH AND 2880 FEET EAST FROM SW CORNER, SECTION 4	10	0.7
RESERVOIR 2	11 S	30 E	WM	8	NW NE	710 FEET SOUTH AND 1540 FEET WEST FROM NE CORNER, SECTION 8	10	0.7
RESERVOIR 3	11 S	30 E	WM	9	NE NW	620 FEET SOUTH AND 1570 FEET EAST FROM NE CORNER, SECTION 8	10	0.7
RESERVOIR 4	11 S	30 E	WM	9	SE SE	690 FEET NORTH AND 2070 FEET EAST FROM S1/4 CORNER, SECTION 9	10	0.5
RESERVOIR 5	11 S	30 E	WM	17	NW SE	3040 FEET SOUTH AND 1460 FEET WEST FROM NE CORNER, SECTION 17	10	0.5

THE AREA TO BE SUBMERGED BY THE RESERVOIRS:

Twp	Rng	Mer	Sec	Q-Q
11 S	30 E	WM	4	SW SE
11 S	30 E	WM	8	NW NE
11 S	30 E	WM	9	NE NW
11 S	30 E	WM	9	SE SE
11 S	30 E	WM	17	NW SE

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1. Water Use Measurement, Recording, and Reporting Condition:

- A. Before water use may begin under this permit, a staff gage that measures the entire range and stage between full reservoir level and dead-pool storage shall be installed in each reservoir. If no dead-pool, the gage must measure the full depth of the reservoir. The permittee shall maintain the device in good working order.
- B. The permittee shall allow the watermaster access to the device; provided however, where any device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The Director may require the permittee to keep and maintain a record of the volume of water stored, and may require the permittee to report water-storage 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.
- D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

2. Off-Channel Stored Water Release Condition:

The permittee shall not release polluted water from any off-channel reservoir into waters of the state except when the release is directed by the State Engineer to prevent dam failure.

3. Water Quality Condition:

The use may be restricted if the quality of the source stream or downstream waters decrease to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.

4. Agricultural Water Quality Management Area Rules Condition:

The permittee shall comply with basin-specific Agricultural Water Quality Management Area Rules in OAR 603-095. Livestock management and cropping must protect riparian areas on the property, allowing site capable vegetation along streams to establish and grow to provide the following functions; shade (on perennial and some intermittent streams), bank stability, and infiltration or filtration of overland runoff. Active management of livestock and/or a livestock exclusion fence is needed to protect riparian areas and provide the required functions.

5. Scenic Waterway Condition:

Diversion of water under this permit is contingent on designated scenic waterway flows being met downstream. The user is required to monitor streamflow at John Day River at McDonald Ferry, Oregon, gage 14048000, and discontinue diversion when the flows specified below are unmet at the gage. At the discretion of the Director, the location and nature of streamflow monitoring required to protect scenic waterway flows are subject to change. In addition, the watermaster may regulate diversion under this right if it is determined by the Department that the flows listed below are unmet at the gage.

John Day Scenic Waterway	
Month	Minimum Flow (CFS)
January	500
February	1000
March	2000
April 14	2000

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RESERVOIR CONDITIONS

1. The storage of water allowed herein is subject to the installation and maintenance of an outlet pipe (with a minimum diameter of 8" for any in-channel reservoir). This requirement may be waived if the Department determines other means have been provided to evacuate water when necessary.
2. The permittee shall pass all live flow outside the storage season described above.
3. The Director may require the user to measure inflow and outflow, above and below the reservoir respectively, to ensure that live flow is not impeded outside the storage season. Measurement devices and their implementation must be acceptable to the Director, and the Director may require that data be recorded on a specified periodic basis and reported to the Department annually or more frequently.
4. This permit allows an annual appropriation (not to exceed the specified volume). This permit does not provide for the appropriation of water for out-of-reservoir uses, the maintenance of the water level or maintaining a suitable freshwater condition. If any water is to be used for out-of-reservoir purposes, a secondary water right is required. If any additional live flow is to be appropriated to maintain either the water level or a suitable freshwater condition, an additional water right is required.

STANDARD CONDITIONS

1. 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.
2. 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.
3. 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.

4. 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.
5. Construction of the water system shall begin within five years of the date of permit issuance. The deadline to begin construction may not be extended. This permit is subject to cancellation proceedings if the begin construction deadline is missed.
6. The permitted volume of water shall be stored within five years of the date of permit issuance. If additional time is needed, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.
7. Within one year after storage of water, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner.

Issued MAY 12 2020



Dwight French
Water Right Services Division Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department

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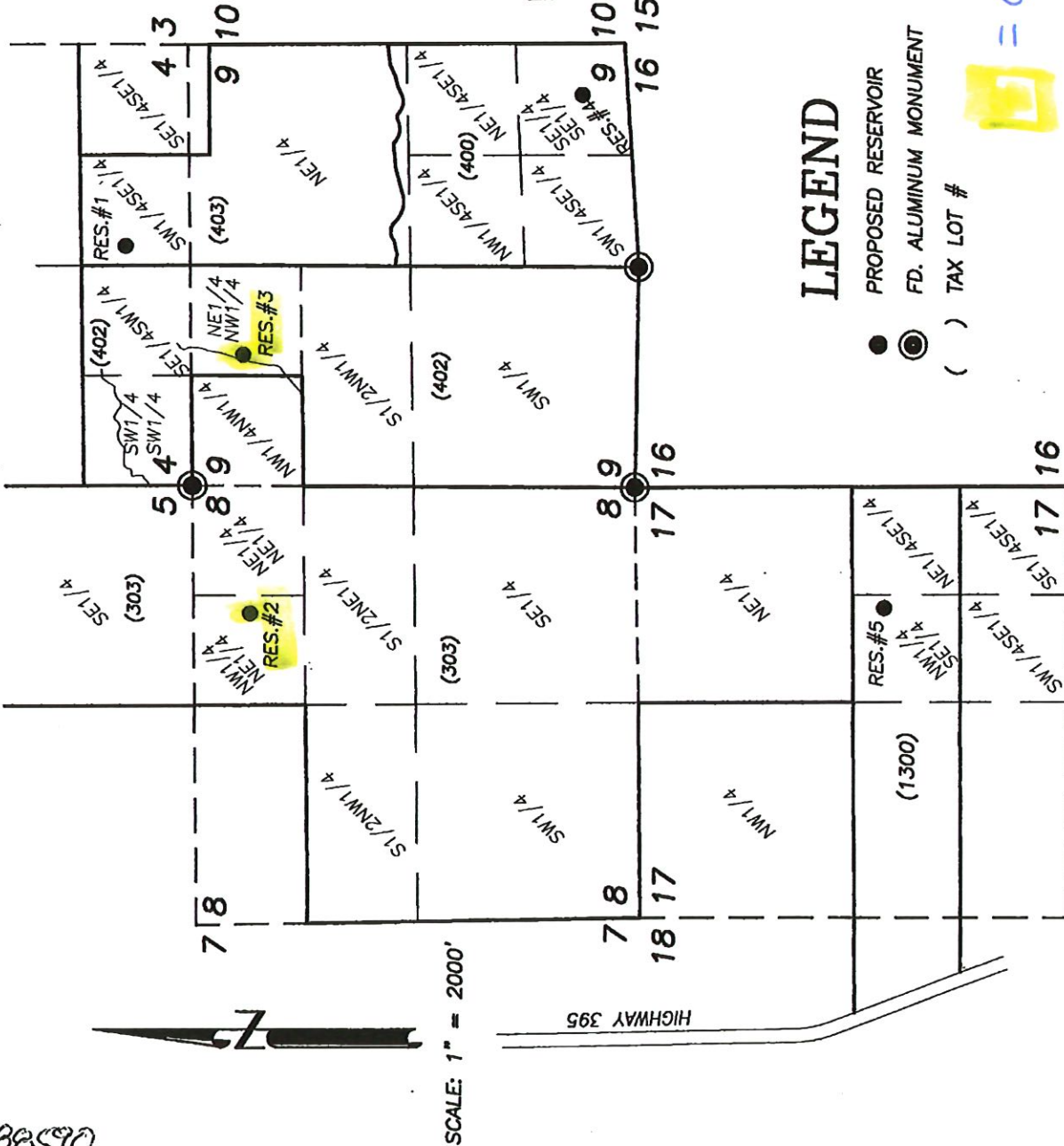
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T.11S., R.30E., W.M.

R-88590



RESERVOIR
APPLICATION MAP
FOR
MGN, LLC

PREPARED BY:

ROBERT D. BAGETT, PLS, CWRE
217 N. CANYON BLVD.
JOHN DAY, OREGON 97845
(541) 575-1251

RECEIVED DATE: MAY 25, 2018

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10 JUN 11 2018
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RENEWALS: 12/31/2019

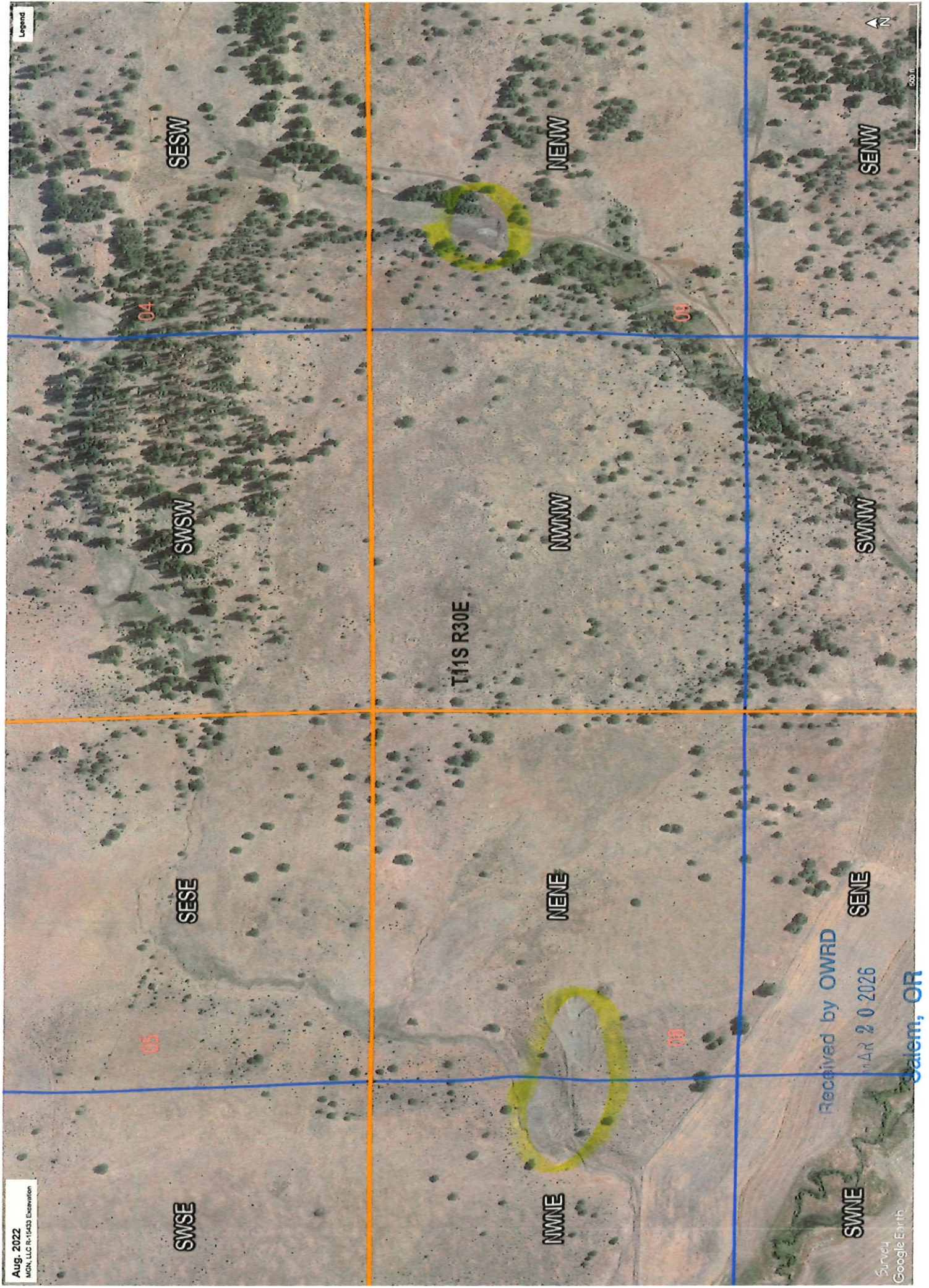
LEGEND

- PROPOSED RESERVOIR
- ⊗ FD. ALUMINUM MONUMENT
- () TAX LOT #

= construction has begun

PROPOSED RESERVOIR #1 820 FT. NORTH AND 2880 FT. EAST OF SW COR. SEC. 4.
PROPOSED RESERVOIR #2 710 FT. SOUTH AND 1540 FT. WEST OF NE COR. SEC. 8
PROPOSED RESERVOIR #3 620 FT. SOUTH AND 1570 FT. EAST OF NE COR. SEC. 8.
PROPOSED RESERVOIR #4 690 FT. NORTH AND 2070 FT. EAST OF S1/4 COR. SEC. 9
PROPOSED RESERVOIR #5 3040 FT. SOUTH AND 1460 FT. WEST OF NE COR. SEC. 17

THIS MAP IS NOT INTENDED TO PROVIDE LEGAL
DIMENSIONS OR LOCATIONS OF PROPERTY OWNERSHIP
LINES



Received by OWRD

MAR 20 2026