



DEC 30 1994  
WATER RESOURCES DEPT.  
SALEM, OREGON

**Application No** P-79369  
**Permit No.**

December 29, 1994

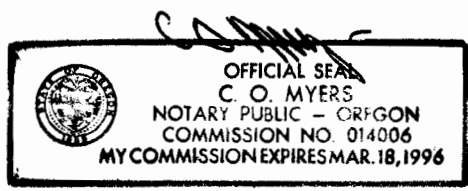
To whom it may concern:

The small pond located on parcel 37-6-5 Tax Lot 300 was in existence when I purchased the parcel in 1983.

If I can be of further assistance please call me.

Sincerely,

 12/29/94  
A. Bruce Cunningham



STATE OF OREGON  
WATER RESOURCES DEPARTMENT

RECEIVED

DEC 30 1994

NOTICE OF EXEMPT RESERVOIR

WATER RESOURCES DEPARTMENT  
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: A. Bruce Cunningham

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

Address: 5577 Jerome Prairie Rd.  
~~7124 Steep Hollow Loop~~

Grants Pass Or. 97527 (503) 479-9541  
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 5, Township 37, Range 6, 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: Purched water table / Surface run-off  
(Hood irrigation)

3. Maximum height of the dam: NA

4. Maximum water depth in the reservoir: 6 ft.

5. Maximum storage capacity of reservoir: 4800 cu ft. (approx.) <sup>3600 sq ft</sup> <sub>+ 3ft depth (avg)</sub>

6. Size, description and location of any outlet pipe: \_\_\_\_\_  
4 inch outlet to roadside ditch (overflow only)

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.

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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: *A. Bruce Cunningham*

(Print Name and Title) A. Bruce Cunningham (owner)

Date: 12/29/94

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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 79369.

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