



Oregon Water Resources Department Notice of Exempt Reservoir

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For reservoirs built before January 1, 1995, that:

- Store less than 9.2 acre-feet of water, or
- Have a dam less than 10 feet high.

WATER RESOURCES DEPT.
SALEM, OREGON

The deadline for submitting a Notice of Exempt Reservoir is January 31, 1997.

Landowner: Blair, John C SR.
Last name First name MI

Authorized Agent: ~~1029~~, MI
Last name First name MI

Address: 1029 Eucalyptus Rd.
McKinleyville CA 95519
City State Zip

Phone: 707-839-1569
Home Work

FAX: _____ E-Mail Address: _____

A. County of use: Josephine . B. River basin (see reverse): Rouge

C. Legal description of reservoir location:

Township	Range	Section	Quarter/Quarter	Tax Lot #
38 S	8 W	33	0 0	1000

D. Name, if any, of reservoir: none . E. Reservoir in existence since: 10 10 1984
MM DD YY

F. Source of water: Kirby Water Ditch which flows into N/A
Name of river or creek Name of river or creek

G. Maximum height of dam: 5 feet.

H. Quantity of water stored in reservoir at maximum capacity (see reverse): 1 acre-feet.

I. Water stored in reservoir is used for (see reverse): irrigation

J. Rate and area of use—Refer to chart on the back of this form. For each type of water use listed in Item I., show the quantity of water used and, if applicable, the number of acres on which water is used.

BEFORE YOU SIGN AND SUBMIT THIS APPLICATION . . . HAVE YOU:

- Answered each question on this form as completely as possible?
- Attached a legible map showing township, section, range, quarter-quarter & tax lot number?

By my signature below, I swear that all statements made and information provided in this application are true to the best of my knowledge.

John C Blair JOHN C BLAIR SR 9-9-96
(Signature of Landowner/Agent) (Printed name and title) (Date)

For Department Use P-81674 10/4/96 10-95
File # Date received

P 81674

Which of the following conditions are required to mitigate the described injury?

(1)

The water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

(2)

The following provision for a measuring device shall be effective:

- (a) the pump system shall include an access port for measuring the water level;
- (b) the pump system shall include an in-line flow meter or other suitable device for measuring the water to which the user is entitled;
- (c) the type and plans of the measuring device be approved by the Watermaster before the beginning of construction work and that the measuring device be installed under the general supervision of said Watermaster.

(3)

A totalizing flow meter must be installed at each diversion point. The totalizing flow meter must be installed and maintained as identified in OAR 690-507-645.

(4)

A staff gage that measures the entire range and stage between full reservoir level dead pool storage must be installed in the reservoir. The staff gage shall be United States Geological Survey style porcelain enamel iron staff gage style A, C, E or I. Additionally, if the reservoir is located in channel then weirs or other suitable measuring devices must be installed upstream and downstream of the reservoir, and, a gated valve outlet must be installed.

*Please specify whether the installation of the weir(s) will provide no public benefit.

(5)

Live stream flow must be by-passed between _____ and _____.

(6)

The period of use has been limited to _____ through _____.

Other (Please specify below)

LIMIT ^{USE} TO STORAGE CAPACITY

* LOOKS LIKE PUMPING SWAMP FOR KERBY DITCH RIGHT

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NOTICE OF EXEMPT RESERVOIR WATER RESOURCES WATER RESOURCES DEP

SALEM, OREGON 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: John C. Blair Sr.

Authorized Agent: (if applicable) _____ Return

Address: 1029 Eucalyptus
McKinleyville CA 95521
City State Zip

- map must show pond location
- no proof

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

NOTE: Multiple reservoirs may be included in a single notification. For items below, attach extra sheets for additional reservoir descriptions.

1. The reservoir is located in Section 33, Township 38S, Range 8W, 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: Kirby Water Ditch

3. Maximum height of the dam: 5 ft

4. Maximum water depth in the reservoir: 5 ft

5. Maximum storage capacity of reservoir: 10,000 gal

6. Size, description and location of any outlet pipe: none

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.

81674

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: John Blair

(Print Name and Title) JOHN C BLAIR owner

Date: 12-27-94

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 received on _____, 1994 and assigned FILE NUMBER _____.

cc: Watermaster District # _____