

November 8, 1995

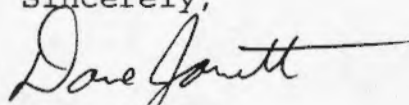
REFERENCE: Notice of Exempt Reservoir (Pond)

Dear Pond Owner:

The department has now reviewed the exempt reservoir notice that you filed with us. We are pleased to tell you that from examining your notice and the accompanying data, we have determined that your pond(s) qualifies (qualify) as exempt under our administrative rules and you need not apply for a water right for your pond(s). We encourage you to keep this letter with other property records that you keep. The attached sheet includes a file number which corresponds to the file assigned to your notice and any questions about the file should reference that number.

If you have any questions, please contact Chad Brady at 378-8455 x291, or me at 378-8455 x220.

Sincerely,



Dave Jarrett
Watermaster, District 16

Enclosure: Copy of accepted notice

cc: OWRD



January 19, 1995

Oregon

RICHARD P CRAIG
CRAIG, KATHERINE G
20319 SUMMIT HWY
BLODGETT, OR 97326

WATER
RESOURCES
DEPARTMENT

REFERENCE: File # P-74990;
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.

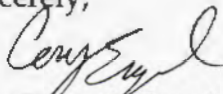
To avoid any misunderstanding, we feel it is important to tell you that although we have received and filed your notice, we have not yet determined whether you are exempt from water right requirements. The watermaster responsible for the area in which the pond(s) is (are) located will help us apply the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

RECEIVED

NOV 16 1994

WATER RESOURCES DEPT.
SALEM, OREGON

November 14, 1994

Dave Jarrett
Water Resources Dept.
Commerce Building
158 12th St. NE
Salem, OR 97310

Application No P-74990
Permit No.

Dear Mr. Jarrett:

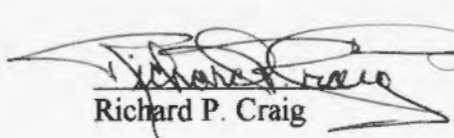
Please accept this affidavit in support of our enclosed "notice of exempt reservoir" submittal form (which was mailed to us by your office).

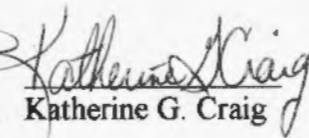
When we purchased our property in June of 1974, the current pond already existed. In November 1987 we had E. D. Hughes Excavating Inc. improve a portion of the pond by digging it a little deeper (see enclosed copy of invoice and cancelled check). The earth removed from the deeper pond was evenly spread over the surrounding area. There is no dam or outlet pipe or culvert. The pond is below the level of our property and the adjacent state road and railroad (see enclosed plot map). Although the pond has never filled to a point that it would drain, if it ever did, it would drain down the runoff ditch next to the road.

The pond has water in it year around and is stocked with fish. The water comes from the surrounding hills, plus overflow from our spring. This pond is off channel and not part of any waterway. The maximum capacity (if ever filled) would be approximately 91,860 cubic feet, or about 2.1 acre feet of water.

If you require any further information, please let us know.

Sincerely yours,


Richard P. Craig


Katherine G. Craig

Enclosures: Notice of exempt reservoir

Copy Hughes Invoice & Cancelled check in payment

Copy of Plot map for Tax Lot 1300, Section 8, Township 11, Range 7, in Benton County

E.D. Hughes
 929-3417
EXCAVATING
 INC.
 23820 HWY 20
 Philomath, Oregon 97370

Date 11/16/87
 Name Richard [unclear]
 Address 20319 Summit Hwy
Blodgett
 Job _____
 Remarks 17 hrs excavation

\$1275.00

1 1/2% finance charge on accounts over 30 days, which is annual percentage rate of 18%.
 Personal Notice We reserve the right to claim lien for all labor and materials furnished on this job according to Oregon Revised Statute 87.021.

Rec'd by _____

For **First Interstate Bank**
 First Interstate Bank of Oregon, N.A.
 Philomath Branch
 P.O. Box 550
 Philomath, Oregon 97370

Pay to the Order of E. D. Hughes Excavating Inc. \$ 1275.00
One thousand two hundred seventy five and no/100 Dollars

11:230001231:211 090114-BUS 754 "00000127500"

Katherine G. Craig

RICHARD F. CRAIG
KATHERINE G. CRAIG
 20319 SUMMIT HIGHWAY 456-4282
 BLODGETT, OR 97326

Nov. 21 1987

6764
 24-12211
 1230

FOR DEPOSIT ONLY
 First Interstate Bank
 211-012423-0
D. Hughes Excavating Inc.

24-12
 FIRST INTERSTATE BANK T.L.
 PORTLAND, OREGON
 3-2100-0112-3
 1230-0112-3
 24-12
 24-12
 24-12

21176072

24-12 504 24-12
 PAY ANY BANK, P.B.G.
 First Interstate Bank
 of Oregon, N.A.
 PORTLAND, OREGON
 24-12 24-12

24 NOV 87

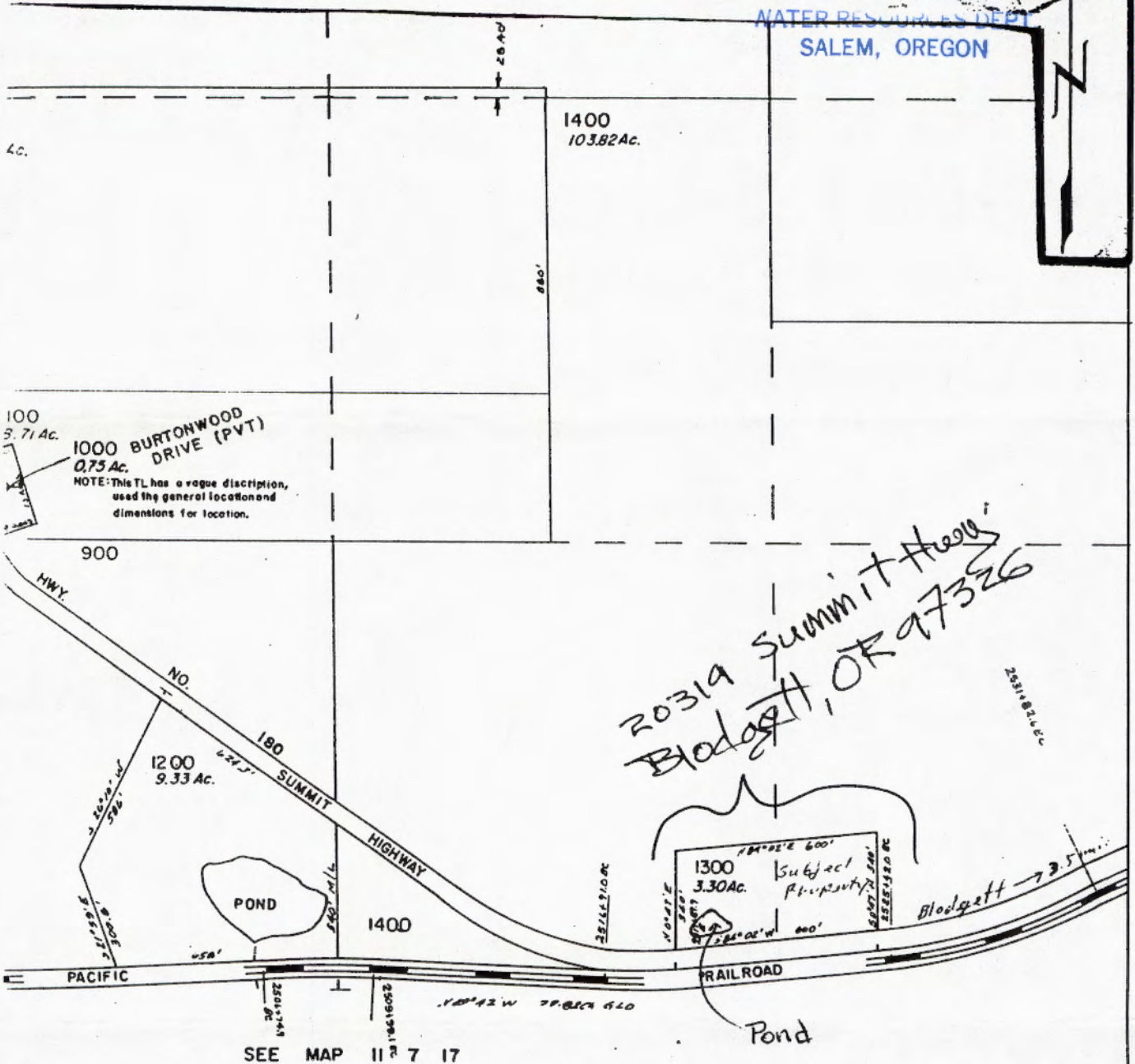
NOV 16 1994
 WATER RESOURCES DEPT
 SALEM, OREGON

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NOV 16 1994

WATER RESOURCES DEPT
SALEM, OREGON



20319 Summit Hwy
Blodgett, OR 97326

Application No P-74990
Permit No.



STATE OF OREGON
WATER RESOURCES DEPARTMENT

RECEIVED

NOV 16 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 are located off-channel, store less than 9.2 acre-feet of water with a dam less than 10 feet in height, and were in existence before January 1, 1993,

Landowner: Richard P. + Katherine G. Craig

Authorized Agent: (if applicable) _____

Address: 20319 Summit Hwy.
Blodgett, Oregon 97326 (503) 456-4282
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 ^{Tax lot 1300,} Section 09, Township 11, Range 7, in Benton 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: Hillside runoff + spring overflow
3. Maximum height of the dam: No dam *
4. Maximum water depth in the reservoir: 18' at center
5. Maximum storage capacity of reservoir: 91,860 cuft.
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;
 - 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.

* = see attached

Declaration by Owner/Authorized Agent:

Each of the reservoirs described herein stores less than 9.2 acre feet of water with a dam less than 10 feet in height, is located off-channel, does not divert water directly from a natural stream, lake or channel and is outside the riparian area.

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: _____

(Print Name and Title) _____

Date: _____

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 P-74990.

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