

NOTICE OF EXEMPT RESERVOIR

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: Martin P. Hill + Cheryl A. Walker

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

Address: 700 Murphy Creek Road  
Grants Pass Or 97527 (503) 862 2301  
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 30 NW, Township T.37S, Range 5W, 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: Murphy Creek Irrigation 1871 water rights  
3. Maximum height of the dam: no dam  
4. Maximum water depth in the reservoir: 10 feet (both)  
5. Maximum storage capacity of reservoir: 4 1/2 acre-feet  
6. Size, description and location of any outlet pipe: 4" at low end of reservoirs #1 + #2

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 needs to 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.

**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: *Martin P. Hill*

(Print Name and Title) Martin P. Hill

Date: 10/31/94

**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) \_\_\_\_\_

Application No. P75167  
Permit No.

RECEIVED

NOV - 3 1994

WATER RESOURCES DEPT.  
SALEM, OREGON

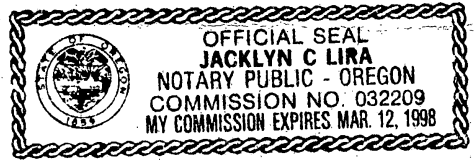
State of Oregon )

S.S.

County of Josephine )

On this 31 day of October, 1994, before me personally appeared Martin Hill, personally known to me to be the person(s) whose name(s) is (are) subscribed to this instrument, and acknowledged that he (she) (they) executed the same.

S  
E  
A  
L



Jacklyn C. Lira  
Notary Public  
My Commission Expires on \_\_\_\_\_

*Attachment to Water Right Application  
map 10/31/94 J Lira*