

Watermaster HB-2153
Check-List

WM 10

March 1, 1995

off channel

RALPH STEIN
STEIN, SUSAN
7950 NE COOPER LN
YAMHILL, OR 97148

REFERENCE: File(s) P-78989

- Reservoir qualifies as exempt
 Reservoir does not qualify as exempt

Reservoir is off channel YES NO
Height of Dam _____
Capacity of Reservoir _____
Constructed before 1/1/1993 YES NO

I Chad Brady examined the information included with the file P-78989.
My determination is based on review of the information and field visit to the site and/or
personal knowledge.

Chad Brady
Signature

11/6/95
Date

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



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

March 1, 1995

Oregon

RALPH STEIN
STEIN, SUSAN
7950 NE COOPER LN
YAMHILL, OR 97148

WATER
RESOURCES
DEPARTMENT

REFERENCE: File # P-78989;
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
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MP-35

STATE OF OREGON
WATER RESOURCES DEPARTMENT

RECEIVED

DEC 13 1994

WATER RESOURCES DEPARTMENT
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 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.

Application No. R-7898
Permit No.

Landowner: Ralph + Susang Stein

Authorized Agent: (if applicable) _____

Address: 7950 NE Cooper Ln

Yamhill OR 97148 662-3839
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 10 + 11 Township 3 South, Range 4 West, in Yamhill 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: Ground Water
3. Maximum height of the dam: 7 feet
4. Maximum water depth in the reservoir: 6 feet
5. Maximum storage capacity of reservoir: 12,000 cubic feet
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 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.

Jan 1981

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.

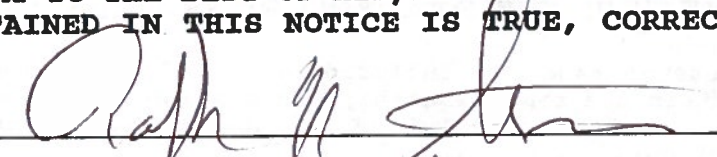
Notice to Owners/Authorized Agent:

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: _____



(Print Name and Title) _____

Ralph N Stein owner

Date: _____

Nov 21 1994

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) _____

RECEIVED

DEC 13 1994

Wm. S.

November 17, 1994

NOTICE OF EXEMPT RESERVOIR

I certify that the pond located in Section 10 + 11, Township 3 South,
Range 4 West in Yamhill County was constructed on or about January 1981.



Leslie Everts Martin

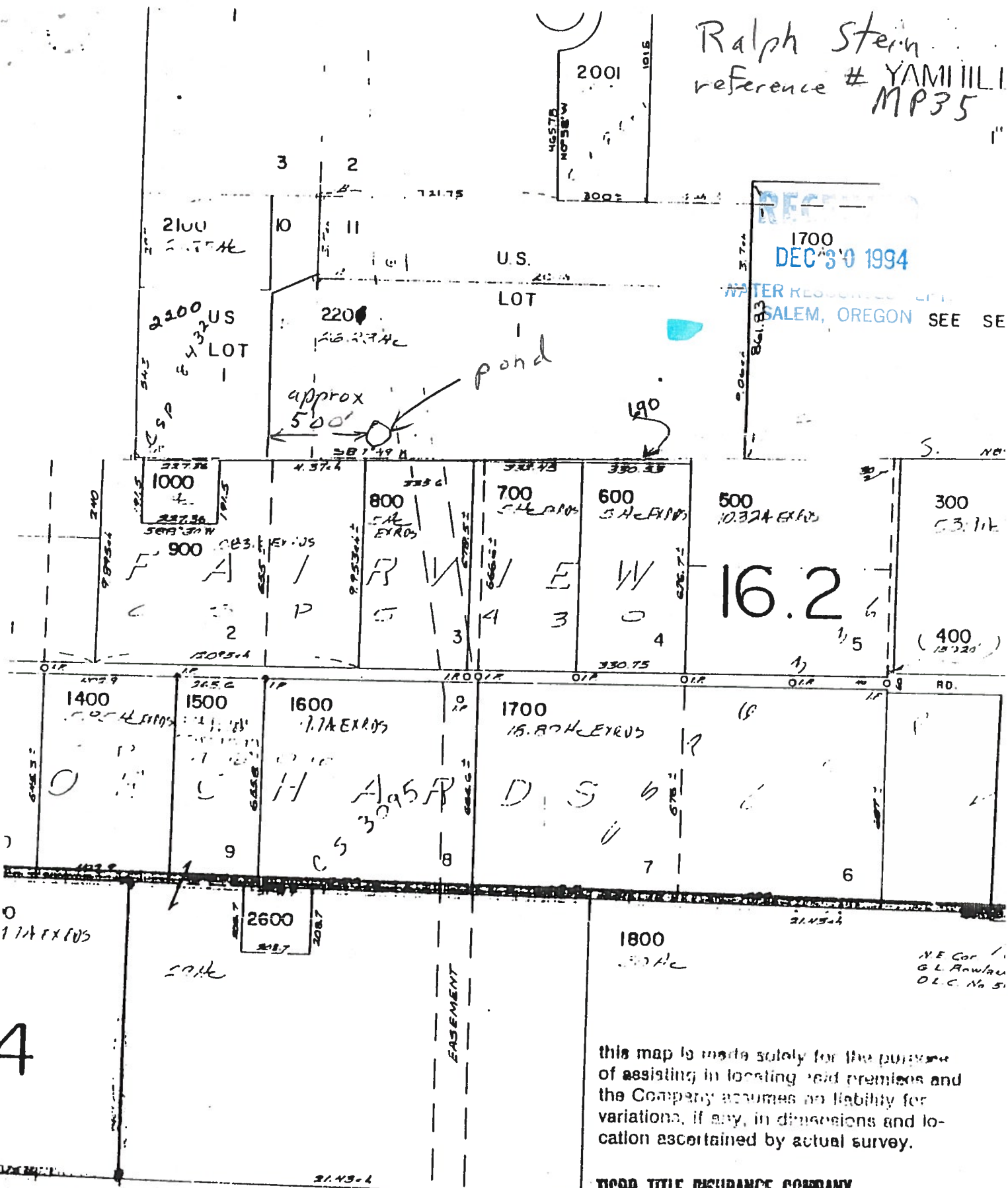
Laura Casey

Laura Casey

Landowner at the time of construction

Ralph Stein
reference # YAMI III
MP35

RECORDED
1700
DEC 30 1994
WATER RESOURCES LTD.
SALEM, OREGON SEE SE



4

this map is made solely for the purpose
of assisting in locating said premises and
the Company assumes no liability for
variations, if any, in dimensions and lo-
cation ascertained by actual survey.

TICOR TITLE INSURANCE COMPANY

Application No. P-78989
Permit No.

MINIMUM APPLICATION REQUIREMENTS TO FILE:

HB 2153 - existing, small, EXEMPT ponds

12-13-94

2-21-95 JES

(date & initials)

NOTICE OF EXEMPT RESERVOIR form (or letter if prior to April 8, 1994).

Appropriate map (see item 1 on form).

Evidence that reservoir existed before January 1, 1993 (one or more of the following: dated aerial photo, NOTARIZED affidavit, dated map from agency, construction receipts or other documentation).

Items 2, 3, 4, 5, and 6 are completed.

Signature (and title, if applicable)

HB 2153 - non-exempt existing ponds (large, on-channel)

Complete Minimum Requirements to File on reverse, except before routing to Data Center, change priority date to 1/1/1993. Also, confirm the following:

Receipt of evidence that reservoir existed before January 1, 1993 (one or more of the following: dated aerial photo, NOTARIZED affidavit, dated map from agency, construction receipts or other documentation)

HB 2107 - wetland, stream restoration and storm water management

Complete Minimum Requirements to File on reverse EXCEPT DO NOT ROUTE TO DATA CENTER, BUT DO ROUTE TO CAROL. Also confirm the following:

Name/address of adjacent property owner within 1/4 mile

Map with scale not less than 2 in.=1 mi. CWRE map if > 10 feet dam or > 9.2 AF

Description of proposed use

Condition addressed

Resulting benefits

Public notices (circle) #1 #2

RECEIVED
Hilton

DEC 30 1994

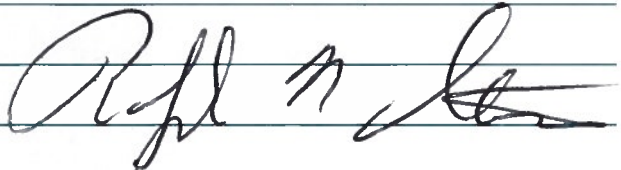
12/28/94

Sir

WATER RESOURCES DEPT.
SALEM, OREGON

Please attach this map
to previously submitted
application reference # **MP35**.

Ralph Stein
7956 NE Cooper Ln
Yamhill OR 97148



Application No. P-78989
Permit No.