

STATE OF OREGON

COUNTY OF BAKER

PERMIT TO CONSTRUCT A RESERVOIR AND TO  
STORE FOR BENEFICIAL USE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

RALPH W. BYRNE  
HCR 88, BOX 199  
BAKER, OREGON 97814

503-523-6646

to construct LOVE RESERVOIR ENLARGEMENT and store the waters of LAWRENCE CREEK, a tributary of BURNT RIVER, and EAST AND WEST FORKS OF LOVE CREEK AND RITTER CREEK, tributaries of POWDER RIVER, to be appropriated under Application 69777, Permit 50967, for SUPPLEMENTAL IRRIGATION.

This Permit to store waters is issued approving Reservoir Application R-68696. The date of priority is AUGUST 20, 1986. The amount of water entitled to be stored each year is not more than 350.0 ACRE-FEET, being 10% from Lawrence Creek, 40% from East Fork Love Creek, 25% from West Fork Love Creek and 25% from Ritter Creek.

The dam will be located as follows:

SW 1/4 SW 1/4, SECTION 24, T 9 S, R 42 E, W.M.

The area submerged by the reservoir, when full, will be 106.0 acres and the maximum depth of water will be 20.0 feet.

The area to be submerged by the reservoir is located within

S 1/2 SW 1/4  
SW 1/4 SE 1/4  
SECTION 24

NW 1/4 NE 1/4  
N 1/2 NW 1/4  
SECTION 25

TOWNSHIP 9 SOUTH, RANGE 42 EAST, W.M.

This project was considered and approved by the Water Resources Commission on March 30, 1990.

The storage of water allowed herein is subject to the installation and maintenance of an outlet pipe, or the provision of other means to evacuate water when determined necessary by the Water Resources Director to satisfy prior downstream rights.

The permit is subject to the following conditions:

1. The structure shall be operated and maintained in accordance with the approved plans and specifications and with the design intent.
2. The outlet gate shall be cycled at least once each year in order to assure smooth operation.
3. The embankment and spillway channel shall be kept clear of trees and brush and other debris.
4. The embankment shall be kept free of burrowing animals.

Actual construction work shall begin on or before APRIL 30, 1991, and shall be completed on or before October 1, 1992. The reservoir shall be filled, and complete application of the stored water to the use shall be made on or before October 1, 1993.

C to 10-1-95  
Failure to comply with any of the provisions of this permit may result in action including, but not limited to restrictions on the use, civil penalties, or cancellation of the permit.

The permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The storage of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

Issued this date, APRIL 30, 1990.

          /s/ WILLIAM H. YOUNG            
Water Resources Department  
William H. Young  
Director