

STATE OF OREGON

COUNTY OF MALHEUR

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

THIS PERMIT IS HEREBY ISSUED TO

BUREAU OF LAND MANAGEMENT
PO BOX 700
VALE, OREGON 97918

503-473-3144

CANCELED

to construct BEIRMAN (5402) RESERVOIR and store the waters of AN UNNAMED STREAM, a tributary of BIRCH CREEK, for LIVESTOCK AND WILDLIFE.

This Permit is issued approving Reservoir Application R-68906. The date of priority is SEPTEMBER 24, 1986. The amount of water entitled to be stored each year is not more than 2.5 ACRE-FEET.

The dam will be located as follows:

NE 1/4 SE 1/4, SECTION 23, T 15 S, R 44 E, W.M.

The area submerged by the reservoir, when full, will be 0.4 acre and the maximum depth of water will be 13.5 feet.

The area to be submerged by the reservoir is located within:

NE 1/4 SE 1/4
SECTION 23
TOWNSHIP 15 SOUTH, RANGE 44 EAST, W.M.

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

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.

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

Cancelled Sp. Or. Vol. 50 P. 54

Application R-68906 Water Resources Department
Basin 10 Volume 2A Birch Creek & Misc.
~~R-68906.SB~~

PERMIT R-11218
District 9