

STATE OF OREGON

COUNTY OF UMATILLA

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

THIS PERMIT IS HEREBY ISSUED TO

CITY OF MILTON-FREEWATER  
722 SOUTH MAIN STREET  
MILTON-FREEWATER, OREGON 97862

503-938-5531

to construct THREE EFFLUENT TREATMENT AND HOLDING LAGOONS and store the waters of EFFLUENT FROM THE CITY'S TREATMENT PLANT, a tributary of DRY CREEK, to be appropriated under Application 69266, Permit 50962, for IRRIGATION.

This Permit to store waters is issued approving Reservoir Application R-69553. The date of priority is FEBRUARY 1, 1988 FOR STORAGE OF 30.7 AF IN LAGOON 1, 17.37 AF IN LAGOON 2 AND 153.5 AF IN LAGOON 3, AND MARCH 6, 1989 FOR STORAGE OF 3.15 AF IN LAGOON 1 AND 7.66 AF IN LAGOON 3. The amount of water entitled to be stored each year is not more than 212.38 ACRE-FEET, BEING 33.85 AF IN LAGOON 1, 17.37 AF IN LAGOON 2 AND 161.16 AF IN LAGOON 3.

The dams will be located as follows:

SE 1/4 SW 1/4, NW 1/4 SE 1/4, SECTION 31, T 6 N, R 35 E, W.M.

The area submerged by the reservoir, when full, will be 6.28 acres by Lagoon 1, 3.6 acres by Lagoon 2, and 14.33 acres by Lagoon 3. The maximum depth of water will be 7.0 feet in Lagoons 1 and 2, and 12.0 feet in Lagoon 3.

The permit is further conditioned as follows:

1. The structures shall be constructed, operated and maintained in accordance with the approved plans and specifications and with the design intent.
2. The embankments and spillway channels shall be kept clear of trees, brush and other debris.
3. The embankments shall be kept free of burrowing animals.

The area to be submerged by the reservoirs is located within

SE 1/4 SW 1/4  
NW 1/4 SE 1/4  
SECTION 31  
TOWNSHIP 6 NORTH, RANGE 35 EAST, W.M.

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.

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

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