

STATE OF OREGON

COUNTY OF LAKE

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

THIS PERMIT IS HEREBY ISSUED TO

JIM R. STEWART
HC 60, BOX 1800
LAKEVIEW, OREGON 97630

503-947-2722

to construct STEWART RESERVOIR and store the waters of AN UNNAMED STREAM, a tributary of ANTELOPE CREEK, to be appropriated under Application 70145, Permit 51023, for LIVESTOCK AND WILDLIFE-WATERFOWL HABITAT.

This Permit to store waters is issued approving Reservoir Application R-70144. The date of priority is DECEMBER 14, 1989 for 34.0 ACRE-FEET and MAY 21, 1990 for 5.5 AF. The amount of water entitled to be stored each year is not more than 39.5 AF.

The dam will be located as follows:

SW 1/4 NW 1/4, SECTION 32, T 39 S, R 19 E, W.M.

The area submerged by the reservoir, when full, will be 7.9 acres and the maximum depth of water will be 9.0 feet.

The area to be submerged by the reservoir is described as follows:

SW 1/4 NW 1/4
SECTION 32
TOWNSHIP 39 SOUTH, RANGE 19 EAST, W.M.

This project was considered and approved by the Water Resources Commission on June 22, 1990.

The construction, operation and maintenance of the reservoir will be subject to the following conditions:

1. The structure shall be constructed under the supervision of a registered engineer licensed in Oregon.
2. The structure shall be constructed, operated and maintained in accordance with the approved plans and specifications and with the design intent.
3. No water shall be stored until this department receives written certification from the engineer that construction has been completed in accordance with the approved plans and specifications, and the applicant receives written authorization from this department.
4. The outlet gate shall be cycled at least once each year in order to assure smooth operation.

5. The embankment and spillway shall be kept clear of trees, brush and other debris.
6. The embankment shall be kept free of burrowing animals.
7. No fill shall be placed until excavation of the cutoff trench has been completed in its entirety and approved by the engineer.

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.

Actual construction work shall begin on or before JULY 18, 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.

This 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, JULY 18, 1990.

/s/ WILLIAM H. YOUNG

Water Resources Department
William H. Young
Director