

STATE OF OREGON
COUNTY OF MALHEUR

PERMIT TO STORE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

U.S. BUREAU OF LAND MANAGEMENT
P.O. BOX 700
VALE, OREGON 97918

PHONE: (541) 473-3144

The specific limits for the use are listed below along with conditions of use.

APPLICATION FILE NUMBER: R-67830

SOURCE OF WATER: AN UNNAMED INTERMITTENT DRAINAGEWAY, TRIBUTARY TO COW LAKES, WITHIN THE OWYHEE BASIN

STORAGE FACILITY: COFFEE POT (0228) RESERVOIR

PURPOSE OR USE OF THE STORED WATER: LIVESTOCK AND WILDLIFE

VOLUME OF USE: 12.1 ACRE-FEET EACH YEAR

PERIOD OF USE: WATER MAY BE APPROPRIATED FOR STORAGE NOVEMBER 1 THROUGH MARCH 1

DATE OF PRIORITY: OCTOBER 14, 1983

The area submerged by the reservoir, when full, will be 9.0 acres and the maximum depth of water will be 3.5 feet. The maximum height of the dam shall not exceed 7.16 feet.

DAM LOCATION: NW 1/4 NE 1/4, SECTION 4, T28S, R43E, W.M.

THE AREA TO BE SUBMERGED BY THE RESERVOIR IS LOCATED AS FOLLOWS:

NW 1/4 NE 1/4
SECTION 4
TOWNSHIP 28 SOUTH, RANGE 43 EAST, W.M.

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order.
- B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

- C. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used and may require the permittee to report water use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water use information, the periods of water use and the place and nature of use of water under the permit. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.

Use under this permit is limited to the reservoir area. This permit does not provide for the appropriation of water for maintaining the water level or maintaining a suitable fresh water condition March 2 through October 31.

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.

STANDARD CONDITIONS

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.

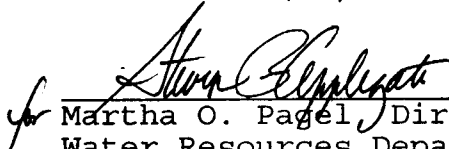
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Actual construction work shall begin within one year from permit issuance and shall be completed on or before October 1, 1998. The reservoir shall be filled and complete application of the stored water to the use shall be made on or before October 1, 1999.

Issued June 12, 1996


Martha O. Pagel, Director
Water Resources Department

Application R-67830 Water Resources Department
Basin 11 Volume 1 Owyhee River (Also Misc.)

PERMIT R-11794
District 09