

STATE OF OREGON

COUNTY OF BAKER

PERMIT TO STORE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

R. P. & MARYLOU MCCLAMMY
219 W MAIN ST
GOLDENDALE, WA 98620

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

APPLICATION FILE NUMBER: R-72122

SOURCE OF WATER: BIG CREEK AND DITCH WASTE WATER, TRIBUTARIES OF POWDER RIVER

STORAGE FACILITY: RESERVOIRS 26, 27, AND 28

PURPOSE OR USE OF THE STORED WATER: LIVESTOCK WATERING AND TO BE APPROPRIATED UNDER APPLICATION S-72124, PERMIT 52464, FOR SUPPLEMENTAL IRRIGATION

RATE/VOLUME: 16.0 ACRE-FEET EACH YEAR BEING; RESERVOIR #1 8.0 ACRE-FEET; RESERVOIR #2 2.0 ACRE-FEET; RESERVOIR #3 6.0 ACRE-FEET

PERIOD OF ALLOWED USE: WATER MAY BE APPROPRIATED FOR STORAGE FROM OCTOBER 1 TO JUNE 30

DATE OF PRIORITY: JANUARY 6, 1992

The total area proposed to be submerged by the reservoir, when full, is: Reservoir #1 6.0 Acres; Reservoir #2 5.0 Acres; Reservoir #3 5.0 Acres

The proposed maximum depth of water is: Reservoir #1 4.0 feet; Reservoir #2 4.0 feet; Reservoir #3 4.0 feet.

The maximum height of the dam will not exceed: Reservoir #1 9.0 feet; Reservoir #2 6.0 feet; Reservoir #3 8.0 feet.

DAM LOCATION: SW 1/4 SW 1/4, SW 1/4 SE 1/4, SECTION 14, T 7 S, R 41 E, W.M.; RESERVOIR 26 - 1200 FEET NORTH & 2800 FEET EAST; RESERVOIR 27 - 850 FEET NORTH & 1350 FEET EAST; RESERVOIR 28 - 250 FEET NORTH & 1000 FEET EAST FROM; ALL FROM SW CORNER, SECTION 14

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

SW 1/4 SW 1/4

SE 1/4 SW 1/4

SW 1/4 SE 1/4

SECTION 14

TOWNSHIP 7 SOUTH, RANGE 41 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.

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 permittee may be required in the future to install, maintain, and operate fish screening and by-pass devices as required by the Oregon Department of Fish and Wildlife to prevent fish from entering the proposed diversion.

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.

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.

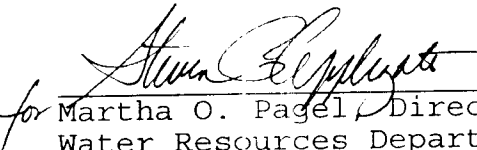
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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 uses 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 water to the use shall be made on or before October 1, 1999.

Issued July 17, 1996

for Martha O. Pagel Director
Water Resources Department