

STATE OF OREGON

COUNTY OF HARNEY

PERMIT TO STORE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

JOHN AND CAROLYN BAUER
555 WEST ADAMS
BURNS, OREGON 97720

(541) 573-7702

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

APPLICATION FILE NUMBER: R-71602

SOURCE OF WATER: LITTLE SAGEHEN CREEK, A TRIBUTARY OF SAGEHEN CREEK

STORAGE FACILITY: ONE UNNAMED RESERVOIR

PURPOSE OR USE OF THE STORED WATER: TO BE APPROPRIATED UNDER APPLICATION S-69727, PERMIT 52318, FOR WETLAND AREA FOR WILDLIFE HABITAT

RATE/VOLUME: 0.5 ACRE-FOOT EACH YEAR

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

DATE OF PRIORITY: MAY 16, 1991

The total area to be submerged by the reservoir, when full, is 0.5 acre; the maximum depth of water is 3.0 feet. The maximum height of the dam shall not exceed 5.0 feet.

DAM LOCATION: NW 1/4 SE 1/4, SECTION 2, T24S, R29E, W.M.; 1335 FEET NORTH AND 1305 FEET WEST FROM THE SE CORNER OF SECTION 2

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

NW 1/4 SE 1/4
SECTION 2
TOWNSHIP 24 SOUTH, RANGE 29 EAST, W.M.

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Measurement recording and reporting conditions:

- A. The Director may require the permittee to install a meter or other suitable measuring device as approved by the Director. If the Director notifies the permittee to install a meter or other measuring device, the permittee shall install such device within the period stated in the notice. Such installation period shall not be less than 90 days unless special circumstances warrant a shorter installation period.

Once installed, the permittee shall maintain the meter or measuring device in good working order and shall allow the watermaster access to the meter or measuring device. The Director may provide an opportunity for the permittee to submit alternative measuring procedures for review and approval.

- B. 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.

STANDARD CONDITIONS

The storage of water allowed herein is subject to the installation and maintenance of an fully functional conduit/gate assembly having a minimum diameter of 8 inches.

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.

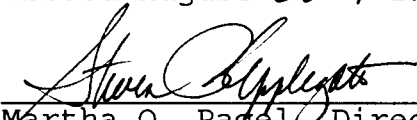
The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

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

Actual construction work shall begin on or before August 7, 1997 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.

This permit is issued to correctly describe the Permit number. Permit R-11642, dated August 7, 1996 is superseded by this instrument and is of no further force or effect.

Issued August 28, 1996

for 
Martha O. Pagel, Director
Water Resources Department

Application R-71602 Water Resources Department
Basin 12 Volume 2, WILLOW CREEK & MISC.
MGMT.CODE 6EW

PERMIT R-11906
District 10