

STATE OF OREGON

COUNTY OF KLAMATH

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

WILLOW VALLEY IRRIGATION DISTRICT
C/O GEORGE FURLUNG
ROUTE 1, BOX 108
BONANZA, OREGON 97623

503-545-6101

to use the waters of THREE MILE FLAT RESERVOIR ENLARGEMENT, to be constructed under Application R-38725, Permit R-11257, a tributary of LOST RIVER, for PRIMARY AND SUPPLEMENTAL IRRIGATION OF 2608.1 ACRES.

This Permit is issued approving Application 39401. The date of priority is JANUARY 14, 1964. The use is limited to not more than 265.0 ACRE- FEET STORED WATER ONLY, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NE 1/4 SW 1/4, SECTION 3, T 41 S, R 14 E, W.M.; NORTH 8 DEGREES 55 MINUTES WEST, 1585 FEET FROM S 1/4 CORNER, SECTION 3.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. This right shall be limited to any deficiency in the available supply of any prior right existing for the same land.

This permit is junior to the rights of prior appropriators, as recognized in the Klamath River Basin Compact, including rights of the United States for the Klamath Project; therefore, diversions authorized under this permit are limited to surplus flows of the Dry Wash and East Branch of Lost River not required for use within the Klamath Project.

The proposed diversion works will be so constructed that the unregulated runoff can be passed through the works without impeding the flow downstream from the works or impairing downstream rights.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

This project was considered and approved by the Water Resources Commission on October 26, 1990.

A description of the proposed place of use under this Permit is as follows:

NW 1/4 SW 1/4 35.5 ACRES
SW 1/4 SW 1/4 40.0 ACRES
SECTION 17

NE 1/4 SE 1/4 39.9 ACRES
NW 1/4 SE 1/4 21.8 ACRES
SW 1/4 SE 1/4 9.2 ACRES
SE 1/4 SE 1/4 38.5 ACRES
SECTION 18

NE 1/4 NE 1/4 33.9 ACRES
SE 1/4 NE 1/4 27.8 ACRES
NE 1/4 SE 1/4 13.5 ACRES
SE 1/4 SE 1/4 7.5 ACRES
SECTION 19

NE 1/4	NW 1/4	37.2	ACRES
NW 1/4	NW 1/4	40.0	ACRES
SW 1/4	NW 1/4	37.3	ACRES
SE 1/4	NW 1/4	40.0	ACRES
NE 1/4	SW 1/4	29.0	ACRES
NW 1/4	SW 1/4	1.6	ACRES
SW 1/4	SW 1/4	0.2	ACRE
SE 1/4	SW 1/4	2.3	ACRES
NE 1/4	SE 1/4	26.4	ACRES
NW 1/4	SE 1/4	40.0	ACRES
SW 1/4	SE 1/4	32.3	ACRES
SE 1/4	SE 1/4	35.8	ACRES
SECTION 20			

NE 1/4	NW 1/4	19.8	ACRES
NW 1/4	NW 1/4	36.0	ACRES
SW 1/4	NW 1/4	40.0	ACRES
SE 1/4	NW 1/4	37.6	ACRES
NE 1/4	SW 1/4	33.2	ACRES
NW 1/4	SW 1/4	40.0	ACRES
SW 1/4	SW 1/4	40.0	ACRES
SE 1/4	SW 1/4	39.6	ACRES
SW 1/4	SE 1/4	4.4	ACRES
SECTION 28			

NE 1/4	NE 1/4	28.0	ACRES
NW 1/4	NE 1/4	2.6	ACRES
SE 1/4	NE 1/4	16.0	ACRES
NW 1/4	NW 1/4	15.4	ACRES
SW 1/4	NW 1/4	37.9	ACRES
SE 1/4	NW 1/4	11.4	ACRES
NE 1/4	SW 1/4	11.0	ACRES
NE 1/4	SE 1/4	15.2	ACRES
NW 1/4	SE 1/4	5.6	ACRES
SW 1/4	SE 1/4	37.4	ACRES
SE 1/4	SE 1/4	40.0	ACRES
SECTION 29			

NE 1/4	NE 1/4	0.1	ACRE
SECTION 30			

NE 1/4	NE 1/4	40.0	ACRES
NW 1/4	NE 1/4	37.4	ACRES
SW 1/4	NE 1/4	37.4	ACRES
SE 1/4	NE 1/4	40.0	ACRES
SECTION 32			

NW 1/4	NE 1/4	24.3	ACRES
SW 1/4	NE 1/4	34.9	ACRES
NE 1/4	NW 1/4	40.0	ACRES
NW 1/4	NW 1/4	40.0	ACRES
SW 1/4	NW 1/4	40.0	ACRES
SE 1/4	NW 1/4	34.8	ACRES
NE 1/4	SW 1/4	39.9	ACRES
NW 1/4	SW 1/4	40.0	ACRES
SW 1/4	SW 1/4	40.0	ACRES
SE 1/4	SW 1/4	40.0	ACRES
NE 1/4	SE 1/4	4.0	ACRES
NW 1/4	SE 1/4	40.0	ACRES
SW 1/4	SE 1/4	40.0	ACRES
SE 1/4	SE 1/4	8.0	ACRES
SECTION 33			

TOWNSHIP 40 SOUTH, RANGE 14 EAST, W.M.

NW 1/4 NW 1/4 30.2 ACRES
 SW 1/4 NW 1/4 39.8 ACRES
 SE 1/4 NW 1/4 6.2 ACRES
 NE 1/4 SW 1/4 13.7 ACRES
 NW 1/4 SW 1/4 40.0 ACRES
 SW 1/4 SW 1/4 40.0 ACRES
 SE 1/4 SW 1/4 21.8 ACRES

SECTION 3

NE 1/4 NE 1/4 37.6 ACRES
 NW 1/4 NE 1/4 37.7 ACRES
 SW 1/4 NE 1/4 40.0 ACRES
 SE 1/4 NE 1/4 40.0 ACRES
 NE 1/4 NW 1/4 37.7 ACRES
 NW 1/4 NW 1/4 37.8 ACRES
 SW 1/4 NW 1/4 40.0 ACRES
 SE 1/4 NW 1/4 40.0 ACRES
 NE 1/4 SW 1/4 40.0 ACRES
 NW 1/4 SW 1/4 37.1 ACRES
 SW 1/4 SW 1/4 1.2 ACRES
 SE 1/4 SW 1/4 15.6 ACRES
 NE 1/4 SE 1/4 40.0 ACRES
 NW 1/4 SE 1/4 40.0 ACRES
 SW 1/4 SE 1/4 33.6 ACRES
 SE 1/4 SE 1/4 40.0 ACRES

SECTION 4

NE 1/4 NE 1/4 37.5 ACRES
 SE 1/4 NE 1/4 40.0 ACRES

SECTION 5

NE 1/4 NE 1/4 13.2 ACRES
 NW 1/4 NE 1/4 0.3 ACRE

SECTION 9

NE 1/4 NW 1/4 15.0 ACRES
 NW 1/4 NW 1/4 30.5 ACRES

SECTION 10

TOWNSHIP 41 SOUTH, RANGE 14 EAST, W.M.

Actual construction work shall begin on or before November 5, 1991, and shall be completed on or before October 1, 1992. Complete application of the 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 use 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, November 5, 1990.

/s/ WILLIAM H. YOUNG

Water Resources Department
William H. Young
Director