

STATE OF OREGON

COUNTY OF UMATILLA

PERMIT TO APPROPRIATE THE PUBLIC WATERS

LOUISIANA-PACIFIC CORPORATION
PO BOX 4000-98
HAYDEN LAKE, IDAHO 83835

208-772-6011

is hereby issued a permit to use the waters from ONE WELL WITHIN EAST BIRCH CREEK BASIN for IRRIGATION OF 27.0 ACRES. The permit to the use of these waters has been issued under Application G-11873 with a date of priority of NOVEMBER 18, 1988. The permit is limited to not more than 151.5 GALLONS PER MINUTE or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NE 1/4 NE 1/4, Section 17, T 2 S, R 33 E, WM;
480 FEET SOUTH & 1140 FEET WEST FROM NE CORNER, SECTION 17.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and 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.

The permit shall be limited to appropriation of water only to the extent that it does not impair or substantially interfere with prior surface water rights of others.

Use of water under this permit shall be further limited to appropriation of water only to the extent that it does not impair or substantially interfere with prior ground water rights of others and limited to appropriation of water only to the extent such appropriation does not interfere with or deplete the flow of Birch Creek or any tributary thereof; any depletion of surface waters will require the well to be shut down, since waters of Birch Creek and tributaries thereof have been withdrawn from further appropriation except for certain uses by the Umatilla Basin Program adopted by the Water Resources Commission (OAR 690-80).

The use of water allowed under this permit shall conform to such reasonable rotation system as may be ordered by the proper state officer.

Application G-11873

Water Resources Department

Permit G-10861

The place of use is as follows:

	ACRES	1/4 1/4	SECTION	TOWNSHIP	RANGE, WM
primary	11.00	NE NE	17	2 S	33 E
primary	3.00	NW NE	17	2 S	33 E
primary	4.00	NE NW	17	2 S	33 E
primary	4.00	NW NW	17	2 S	33 E
primary	5.00	NE NE	18	2 S	33 E

Total: 27.00 acres.

The well shall be properly cased and grout sealed to a depth of not less than 180 feet and shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works constructed shall include an air line and pressure gauge or an access port for measuring line, adequate to determine water level elevation in the well at all times. The permittee shall install and maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

Actual construction work shall begin on or before February 27, 1990, and shall be completed on or before October 1, 1990. Complete application of the water to the use shall be made on or before October 1, 1991.

This permit is for the beneficial use of water. 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. It is possible that the land use you propose may not be allowed if it is not in keeping with the goals and the acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.

Issued this date, February 27, 1989.

/s/ WILLIAM H. YOUNG

Water Resources Department
William H. Young
Director