

STATE OF OREGON

COUNTY OF BAKER

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

ROHNER'S DAIRY, INC.
ROUTE 1, BOX 24
BAKER, OREGON 97814

503-523-2564

to use the waters of ONE SUMP in the POWDER RIVER BASIN for the purpose of IRRIGATION OF 23.3 ACRES AND SUPPLEMENTAL IRRIGATION OF 109.9 ACRES.

This Permit is issued approving Application G-11869. The date of priority is NOVEMBER 16, 1988. The use is limited to not more than 1.67 CUBIC FEET PER SECOND, or its equivalent in case of rotation, measured at the well.

The well is located as follows:

SW1/4 NE1/4, SECTION 2, T 9 S, R 39 E, W.M.; 2780 FEET NORTH AND 1390 FEET WEST FROM SE CORNER, SECTION 2.

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

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

	<u>SUPPLEMENTAL</u>	<u>PRIMARY</u>
NW 1/4 NE 1/4	33.3 ACRES	
SW 1/4 NE 1/4	33.3 ACRES	
NE 1/4 NW 1/4	33.3 ACRES	
SE 1/4 NW 1/4	10.0 ACRES	23.3 ACRES
SECTION 2		
TOWNSHIP 9 SOUTH, RANGE 39 EAST, W.M		

The well 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 a measuring line, adequate to determine water level elevation in the well at all times. When required by the department, 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a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.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 MARCH 9, 1991, and shall be completed on or before October 1, 1991. Complete application of the water to the use shall be made on or before October 1, 1992.

"CERTIFICATE NO. 67347"

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 granted herein may be made only at times when sufficient water is available to satisfy all prior rights.

Issued this date, MARCH 9, 1990.

/s/ WILLIAM H. YOUNG

Water Resources Department
William H. Young
Director

