

STATE OF OREGON

COUNTY OF CROOK

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

GUTIERREZ CATTLE COMPANY
HC 68, BOX 3310
POST, OREGON 97752

503-477-3123

to use the waters of ONE WELL in the CROOKED RIVER BASIN for IRRIGATION OF 197.2 ACRES.

This Permit is issued approving Application G-11953. The date of priority is AUGUST 18, 1989. The use is limited to not more than 2.45 CUBIC FEET PER SECOND, or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NE 1/4 SW 1/4, SECTION 5, T 17 S, R 22 E, W.M.; 3797.1 FEET SOUTH AND 2058.5 FEET EAST FROM NE CORNER, SECTION 6.

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:

LOT 3 (NE 1/4 NW 1/4)	0.3 ACRE
LOT 4 (NW 1/4 NW 1/4)	15.8 ACRES
SW 1/4 NW 1/4	33.2 ACRES
SE 1/4 NW 1/4	6.3 ACRES
NE 1/4 SW 1/4	36.6 ACRES
NW 1/4 SW 1/4	8.8 ACRES
SE 1/4 SW 1/4	30.0 ACRES
NW 1/4 SE 1/4	9.3 ACRES
SW 1/4 SE 1/4	23.3 ACRES

SECTION 5

LOT 1 (NE 1/4 NE 1/4)	2.8 ACRES
SE 1/4 NE 1/4	30.8 ACRES

SECTION 6

TOWNSHIP 17 SOUTH, RANGE 22 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 shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevations 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a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the Department's standards, to the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

Actual construction work shall begin on or before MARCH 12, 1991, and shall be completed on or before October 1, 1991. Complete application of the water shall be made on or before October 1, 1992.

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 beneficial use of water without waste. The water user is advised that new regulations may require 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 shall be limited when it interferes with any prior surface or ground water rights.

Issued this date, MARCH 12, 1990.

 /s/ WILLIAM H. YOUNG

Water Resources Department
William H. Young
Director

