

STATE OF OREGON

COUNTY OF MALHEUR

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

WILLIAM KENNINGTON
776 MORGAN AVENUE
ONTARIO, OREGON 97914

503-889-6732

to use the waters of ONE WELL in the MALHEUR RIVER BASIN for the purpose of IRRIGATION OF 35.0 ACRES AND SUPPLEMENTAL IRRIGATION OF 108.6 ACRES.

This Permit is issued approving Application G-11907. The date of priority is APRIL 10, 1989. The use is limited to not more than 0.45 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the well.

The well is located as follows:

SW 1/4 SW 1/4, SECTION 26, T 18 S, R 46 E, W.M.; 1009 FEET NORTH AND 378 FEET EAST FROM SW CORNER, SECTION 26.

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. This right shall be limited to any deficiency in the available supply of any prior right existing for the same land.

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>PRIMARY</u>	<u>SUPPLEMENTAL</u>
NE 1/4 SW 1/4	14.6 ACRES	24.8 ACRES
NW 1/4 SW 1/4	7.4 ACRES	24.8 ACRES
SW 1/4 SW 1/4	9.5 ACRES	26.8 ACRES
SE 1/4 SW 1/4	3.5 ACRES	32.2 ACRES
SECTION 26		
TOWNSHIP 18 SOUTH, RANGE 46 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 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a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

Prior to receiving a certificate of water right, the permit holder will 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 JUNE 25, 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 granted herein may be made only at times when sufficient water is available to satisfy all prior rights.

Issued this date, JUNE 25, 1990.

/s/ WILLIAM H. YOUNG

Water Resources Department
William H. Young
Director

