

STATE OF OREGON

COUNTY OF MALHEUR

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

MINORU OKUDA
575 HIGHWAY 20-26
ONTARIO, OREGON 97914

503-889-5006

to use the waters of TWO WELLS in the MALHEUR RIVER BASIN for SUPPLEMENTAL IRRIGATION OF 90.6 ACRES.

This permit is issued approving Application G-11837. The date of priority is AUGUST 1, 1988. The use is limited to not more than 1.13 CUBIC FEET PER SECOND, BEING 0.75 CFS FROM WELL 1 AND 0.38 CFS FROM WELL 2, or its equivalent in case of rotation, measured at the wells.

The wells are located as follows:

(WELL 1) NE 1/4 SE 1/4, SECTION 24, T 18 S, R 46 E, W.M.; 1559.2 FEET NORTH AND 176.3 FEET WEST FROM SE CORNER, SECTION 24.

(WELL 2) NE 1/4 SW 1/4, SECTION 19, T 18 S, R 47 E, W.M.; 1431.3 FEET NORTH AND 1331.4 FEET EAST FROM SW CORNER, SECTION 19.

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year. This right is 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 this permit is as follows:

WELL 1
SW 1/4 NW 1/4 23.0 ACRES
NW 1/4 SW 1/4 37.1 ACRES

WELL 2
NE 1/4 SW 1/4 1.9 ACRES
SE 1/4 SW 1/4 28.6 ACRES

SECTION 19
TOWNSHIP 18 SOUTH, RANGE 47 EAST, W.M.

At time of Proof for this permit, any lands not served by the Owyhee Ditch Company but irrigated from Wells 1 or 2 will be considered Primary Irrigation.

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a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.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 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.

"CERTIFICATE NO. 68331"

Actual construction work shall begin on or before March 18, 1992, and shall be completed on or before October 1, 1992. Complete application of the water 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 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 18, 1991.

/s/ WILLIAM H. YOUNG

Water Resources Department
William H. Young
Director

