

STATE OF OREGON
COUNTY OF KLAMATH
PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

LOWELL N. JONES COMPANY, INC.
P.O. BOX 1866
KLAMATH FALLS, OREGON 97601

503-882-9561

to use the waters of TWO WELLS in the KLAMATH RIVER BASIN for INDUSTRIAL USE (HEATING).

This permit is issued approving Application G-12702. The date of priority is NOVEMBER 7, 1991. The use is limited to not more than 100 GALLONS PER MINUTE, or its equivalent in case of rotation, measured at the wells.

The wells are located as follows:

NW 1/4 NW 1/4, SECTION 33, T 38 S, R 9 E, W.M.; PRODUCTION WELL - 788 FEET SOUTH AND 867 FEET EAST, INJECTION WELL - 927 FEET SOUTH AND 849 FEET EAST, BOTH FROM THE NW CORNER OF SECTION 33.

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:

NW 1/4 NW 1/4
SECTION 33
TOWNSHIP 38 SOUTH, RANGE 9 EAST, W.M.

The wells 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.

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order.
- B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used and may require the permittee to report water use on a periodic schedule as established by the Director. In addition the Director may require the permittee to report general water use information, the periods of water use and the place and nature of use of water under the permit. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.

"CERTIFICATE NO. 76937

The use of water for Industrial use (heating) in excess of 5,000 gallons per day shall be subsequent in priority to future beneficial consumptive use unless a two well system is constructed and all water wasted from the system is recharged to the same ground water reservoir from which it was 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 July 25, 1995 and shall be completed on or before October 1, 1996. Complete application of water shall be made on or before October 1, 1997.

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.

The Director of the Water Resources Department has found that the proposed use of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Issued this date, July 25, 1994.

15/

A. ERD MAREUT

Water Resources Department
for Martha O. Pagel
Director