

STATE OF OREGON

COUNTY OF UMATILLA

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

ROWENA BOSTWICK  
812 SW FIRST STREET  
PENDLETON, OREGON 97801

503-276-5369

to use the waters of WELLS 1 AND 2 IN THE MUD CREEK BASIN for  
SUPPLEMENTAL IRRIGATION OF 24.52 ACRES.

This permit is issued approving APPLICATION G-13689. The date of  
priority is MAY 18, 1994. The use is limited to not more than 0.31  
CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured  
at the wells.

The wells are located as follows:

LOT 2, LOT 3, SECTION 13, T 6 N, R 34 E, W.M.; WELL 1 - 270 FEET  
SOUTH AND 1420 FEET WEST, WELL 2 - 530 FEET SOUTH AND 3600 FEET WEST,  
BOTH FROM THE NE CORNER OF SECTION 13.

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. The period of  
allowed use is March 1 through October 31.

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:

LOT 3 24.52 ACRES  
SECTION 23, 13  
TOWNSHIP 6 NORTH, RANGE 34 EAST, W.M.

"CERTIFICATE NO. 76802"

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.

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.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

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

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 June 30, 1996 and shall be completed on or before October 1, 1997. Complete application of the water shall be made on or before October 1, 1998.

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.

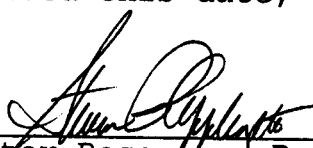
This permit is for beneficial use of water without waste. The water user is advised that new regulations may require use of best practical technologies or conservation practices to achieve this end.

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 finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Issued this date, June 30, 1995.

  
 Water Resources Department  
 Martha O. Pagel  
 Director

