

STATE OF OREGON

COUNTY OF UMATILLA

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

JIM WALISER
RT 2 BOX 357-B
MILTON FREEWATER, OREGON 97862

(541) 938-3149

The specific limits for the use are listed below along with conditions of use.

APPLICATION FILE NUMBER: G-13703

SOURCE OF WATER: TWO WELLS IN JOHNSON CREEK BASIN

PURPOSE OR USE: SUPPLEMENTAL IRRIGATION OF 18.35 ACRES

MAXIMUM RATE OF ALLOWED USE: 0.46 CUBIC FOOT PER SECOND (CFS), BEING 0.22 CFS FROM WELL #3 AND 0.24 CFS FROM WELL #2

PERIOD OF ALLOWED USE: THAT PERIOD WHEN NECESSARY FOR BENEFICIAL USE IN CONJUNCTION WITH THE IRRIGATION OF THEIR RESPECTIVE LANDS

DATE OF PRIORITY: MAY 31, 1994

POINT OF DIVERSION LOCATION: NW 1/4 NW 1/4, SECTION 34, T6N, R35E, W.M.; WELL #2 - 59 FEET SOUTH AND 585 FEET; WELL #3 - 970 FEET SOUTH AND 26 FEET EAST, BOTH FROM THE NW CORNER OF SECTION 34

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-FORTIETH of one cubic foot per second (or its equivalent) and 4.5 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

NW 1/4 NW 1/4 18.35 ACRES
SECTION 34
TOWNSHIP 6 NORTH, RANGE 35 EAST, W.M.

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.

STANDARD CONDITIONS

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.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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.

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.

