

STATE OF OREGON

COUNTY OF HARNEY

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

WILLIAM AND NORMA SPRINGSTON  
HC 71 BOX 64A  
BURNS, OREGON 97720

PHONE: (541) 573-6833

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

APPLICATION FILE NUMBER: G-13971

SOURCE OF WATER: TWO WELLS IN THE SILVIES RIVER BASIN, WITHIN THE MALHEUR LAKE BASIN

PURPOSE OR USE: SUPPLEMENTAL IRRIGATION FOR 82.4 ACRES, BEING 65.9 ACRES FROM WELL #1 AND 16.5 ACRES FROM WELL #2

MAXIMUM RATE: 1.03 CUBIC FOOT PER SECOND (CFS), BEING 0.824 CFS FROM WELL #1 AND 0.206 CFS FROM WELL #2

PERIOD OF USE: WATER MAY BE APPROPRIATED FOR SUPPLEMENTAL IRRIGATION FROM MARCH 20 THROUGH SEPTEMBER 1 OF EACH YEAR

DATE OF PRIORITY: JANUARY 4, 1995

POINT OF DIVERSION LOCATION: NW 1/4 NW 1/4, SECTION 5, T23S, R31E, W.M.; SE 1/4 NE 1/4, SECTION 6, T23S, R31E, W.M.; WELL #1 - 1071 FEET SOUTH & 296 FEET EAST FROM NW CORNER, SECTION 5; WELL #2 - 1809 FEET SOUTH & 285 FEET WEST FROM NE CORNER, SECTION 6

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 PLACE OF USE IS LOCATED AS FOLLOWS:

	<u>WELL #1</u>	<u>WELL #2</u>
SW 1/4 SE 1/4	7.7 ACRES	
SE 1/4 SE 1/4	4.3 ACRES	
	SECTION 31	
	TOWNSHIP 22 SOUTH, RANGE 31 EAST, W.M.	

NW 1/4 NW 1/4	3.0 ACRES	
SW 1/4 NW 1/4	2.0 ACRES	
SECTION 5		
NE 1/4 NE 1/4	32.9 ACRES	
NW 1/4 NE 1/4	11.2 ACRES	
SW 1/4 NE 1/4	0.8 ACRE	5.5 ACRES
SE 1/4 NE 1/4	4.0 ACRES	11.0 ACRES
SECTION 6		

TOWNSHIP 23 SOUTH, RANGE 31 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.

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

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.

#### 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.

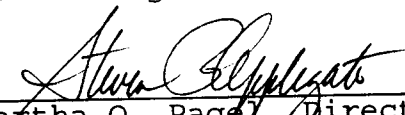
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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.

Actual construction of the well shall begin within one year from permit issuance, and shall be completed on or before October 1, 1998. Complete application of the water to the use shall be made on or before October 1, 1999.

Issued August 28, 1996

for   
Martha O. Pagel, Director  
Water Resources Department