

STATE OF OREGON

COUNTY OF BAKER

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

BRAD ALLEN, BLAINE ALLEN AND JAY ALLEN  
RT 1 BOX 9J  
HAINES, OREGON 97833

(541) 856-3358

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

APPLICATION FILE NUMBER: G-14249

SOURCE OF WATER: FOUR WELLS IN POWDER RIVER BASIN

PURPOSE OR USE: IRRIGATION OF 249.2 ACRES AND SUPPLEMENTAL IRRIGATION OF 120.0 ACRES

MAXIMUM RATE OF ALLOWED USE: 4.65 CUBIC FEET PER SECOND TOTAL, BEING 1.1625 CFS FROM EACH WELL

PERIOD OF ALLOWED USE: MARCH 1 THROUGH OCTOBER 31 FOR PRIMARY IRRIGATION AND THAT PERIOD WHEN NECESSARY FOR BENEFICIAL USE FOR SUPPLEMENTAL IRRIGATION

DATE OF PRIORITY: JANUARY 31, 1996

POINT OF DIVERSION LOCATION: SW 1/4 NW 1/4, NW 1/4 SW 1/4, NE 1/4 SW 1/4, SECTION 9, NE 1/4 NW 1/4, SECTION 15, T8S, R39E, W.M.;  
WELL #1 - 21 FEET SOUTH AND 901 FEET EAST FROM THE W 1/16 OF SECTION 9;  
WELL #2 - 1377 FEET SOUTH AND 37 FEET EAST FROM THE NW CORNER OF SECTION 9;  
WELL #3 - 20 FEET NORTH AND 2620 FEET EAST FROM THE W 1/16 CORNER OF SECTION 9 ;  
WELL #4 - 50 FEET SOUTH AND 321 FEET WEST FROM THE S 1/4 CORNER OF SECTION 15

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>PRIMARY</u>	<u>SUPPLEMENTAL</u>
SW 1/4 NE 1/4		40.0 ACRES
SE 1/4 NE 1/4		40.0 ACRES
SECTION 9		

	<u>PRIMARY</u>	<u>SUPPLEMENTAL</u>
SW 1/4 NE 1/4	13.6 ACRES	
NW 1/4 NW 1/4	38.2 ACRES	
SW 1/4 NW 1/4		40.0 ACRES
SE 1/4 NW 1/4	32.2 ACRES	
NE 1/4 SW 1/4	39.0 ACRES	
SE 1/4 SW 1/4	39.0 ACRES	
NE 1/4 SE 1/4	2.0 ACRES	
NW 1/4 SE 1/4	32.2 ACRES	
SW 1/4 SE 1/4	39.0 ACRES	
SE 1/4 SE 1/4	14.0 ACRES	

## SECTION 10

TOWNSHIP 8 SOUTH, RANGE 39 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, shall keep a complete record of the amount of water used each month and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water use information, including the place and nature of use of water under the permit.
- 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.

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.

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.

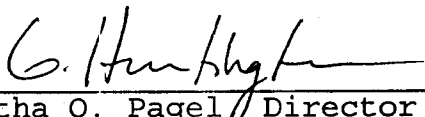
The use of water shall be limited when it interferes with any prior surface or ground water rights.

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 October 25, 1996

"B" Ext. to: 10-1-2001



Martha O. Pagel Director  
Water Resources Department

"C" Ext. to: 10-1-99, 10-1-2001

Application G-14249  
Basin 09

Water Resources Department  
Volume 2, POWDER RIVER & MISC.  
MGMT.CODE 7BG, 7BR

099  
PERMIT G-12887  
District 08