

STATE OF OREGON

COUNTY OF BAKER

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

ALEX F. AND MARY LOU SACKOS  
2148 CAMPBELL STREET  
BAKER CITY, OREGON 97814

(541) 523-4974

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

APPLICATION FILE NUMBER: G-12891

SOURCE OF WATER: THREE SUMP WELLS IN BALDOCK SLOUGH BASIN

PURPOSE OR USE: INDUSTRIAL USE, PRIMARY IRRIGATION OF 8.0 ACRES AND SUPPLEMENTAL IRRIGATION OF 80.0 ACRES

MAXIMUM RATE ALLOWED: 3.33 CFS, BEING 2.23 CFS FOR INDUSTRIAL USE, 0.10 CFS FOR PRIMARY IRRIGATION, AND 1.0 CFS FOR SUPPLEMENTAL IRRIGATION

PERIOD OF USE: FROM DIVERSIONS IN THE NW 1/4 NE 1/4, SECTION 34: INDUSTRIAL USE - YEAR ROUND; IRRIGATION - MARCH 1 THROUGH OCTOBER 31; SUPPLEMENTAL IRRIGATION - "WHENEVER NECESSARY FOR BENEFICIAL USE IN CONNECTION WITH THE IRRIGATION OF LANDS"

FROM DIVERSIONS IN THE NE 1/4 NE 1/4, SECTION 34: INDUSTRIAL USE - OCTOBER 1 THROUGH MAY 31; IRRIGATION - MARCH 1 THROUGH MAY 31 AND OCTOBER 1 THROUGH OCTOBER 31; AND SUPPLEMENTAL IRRIGATION - "WHENEVER NECESSARY FOR BENEFICIAL USE IN CONNECTION WITH THE IRRIGATION OF LANDS" EXCEPT JUNE 1 THROUGH SEPTEMBER 30

DATE OF PRIORITY: APRIL 27, 1992

POINT OF DIVERSION LOCATION: NE 1/4 NE 1/4, NW 1/4 NE 1/4, SECTION 34, TOWNSHIP 8 SOUTH, RANGE 40 EAST W.M.

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>	
NE 1/4 NE 1/4	8.0 ACRES		INDUSTRIAL
NW 1/4 NE 1/4			INDUSTRIAL
SECTION 34			

Application G-12891 Water Resources Department

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ASSIGNED  
8 JUN 14 1992

SW 1/4 NW 1/4                      40.0 ACRES  
NW 1/4 SW 1/4                      40.0 ACRES  
SECTION 35  
TOWNSHIP 8 SOUTH, RANGE 40 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.

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

The use of water shall be limited to the water available at the proposed point of diversion, and shall not carry with it the right to compel the continuance of the waste water.

The water user shall install and maintain adequate treatment facilities meeting current DEQ requirements to remove sediment before returning the water to the stream.

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 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. Pump tests are not required for wells with diameters greater than 36 inches and depths less than 30 feet. 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.

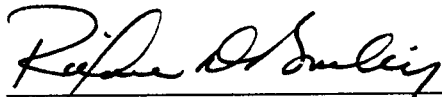
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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, 1999. Complete application of the water to the use shall be made on or before October 1, 2000.

Issued March 26, 1997



for Water Resources Department  
Director

Application G-12891  
Basin 09

Water Resources Department  
Volume 2 Powder River & Misc.  
MGMT.CODE 7B

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District 08