

STATE OF OREGON

COUNTY OF UNION

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

JOHN J. & VERLA C. GREGORY
914 B AVENUE
LA GRANDE, OREGON 97850

(541) 963-4081

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-14578

SOURCE OF WATER: TWO WELLS IN THE GRANDE RONDE RIVER BASIN

PURPOSE OR USE: IRRIGATION OF 626.7 ACRES

MAXIMUM RATE: 3.99 CUBIC FOOT PER SECOND (CFS) FROM EACH WELL, NOT TO EXCEED A MAXIMUM CUMULATIVE TOTAL OF 7.83 CFS

PERIOD OF USE: MAY 1 THROUGH OCTOBER 15

DATE OF PRIORITY: JULY 16, 1997

POINT OF DIVERSION LOCATION: SW 1/4 SW 1/4, SECTION 13, NE 1/4 SW 1/4, SECTION 14, T3S, R38E, W.M.; WELL 1- 1280 FEET NORTH & 80 FEET EAST; WELL 2- 2568 FEET NORTH & 2782 FEET WEST BOTH FROM SW CORNER, 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 PLACE OF USE IS LOCATED AS FOLLOWS:

NE 1/4 SW 1/4 40.0 ACRES
NW 1/4 SW 1/4 39.1 ACRES
SW 1/4 SW 1/4 38.2 ACRES
SE 1/4 SW 1/4 39.1 ACRES
NE 1/4 SE 1/4 40.0 ACRES
NW 1/4 SE 1/4 40.0 ACRES
SW 1/4 SE 1/4 36.6 ACRES
SE 1/4 SE 1/4 39.1 ACRES
SECTION 13

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NE 1/4 SW 1/4 40.0 ACRES
NW 1/4 SW 1/4 40.0 ACRES
SW 1/4 SW 1/4 39.1 ACRES
SE 1/4 SW 1/4 39.1 ACRES
NE 1/4 SE 1/4 39.1 ACRES
NW 1/4 SE 1/4 40.0 ACRES
SW 1/4 SE 1/4 39.1 ACRES
SE 1/4 SE 1/4 38.2 ACRES

SECTION 14

TOWNSHIP 3 SOUTH, RANGE 38 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.

Use of water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

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The use of water for irrigation allowed herein is for primary irrigation; however, if the underlying rights are not transferred off prior to certificate issuance, the use will become supplemental to the rights that have not been transferred to other lands. If this right becomes supplemental the use authorized under this permit 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.

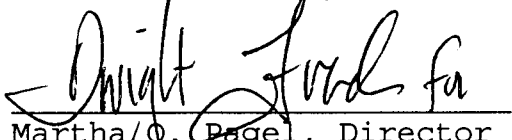
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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 by June 12, 2000. Complete application of water to the use shall be made on or before October 1, 2004. Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner (CWRE).

Issued June 12, 2000


Martha O. Pagel, Director
Water Resources Department

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Basin 8
RWK

Water Resources Department
Volume 1 GRANDE RONDE R
MGMT.CODES 7BG 7BR 7JG 7JR

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District 6