

STATE OF OREGON

COUNTY OF HARNEY

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

DOUG AND DELORES STILLS
PO BOX 247
CULVER, OREGON 97734

(541) 546-2341

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

APPLICATION FILE NUMBER: G-14939

SOURCE OF WATER: TWO WELLS IN LAKE HARNEY BASIN

PURPOSE OR USE: IRRIGATION OF 168.1 ACRES FROM WELL 1, AND IRRIGATION OF 32.0 ACRES FROM WELL 2 WITH ANY DEFICIENCY IN RATE TO BE MADE UP FROM WELL 1

MAXIMUM RATE: 2.1 CUBIC FOOT PER SECOND (CFS) FOR IRRIGATION OF 168.1 ACRES AND 0.4 CFS TO MAKE UP A DEFICIENCY IN RATE FOR IRRIGATION OF 32.0 ACRES FROM WELL 1, AND 0.4 CFS FROM WELL 2 FOR IRRIGATION OF 32.0 ACRES

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: MARCH 4, 1999

POINT OF DIVERSION LOCATION: SW 1/4 SW 1/4, SE 1/4 SW 1/4, SECTION 27, T25S, R30E, W.M.; WELL 1 - 1319 FEET NORTH & 536 FEET EAST; WELL 2 - 665 FEET NORTH & 1920 FEET EAST, BOTH FROM THE SW CORNER SECTION 27

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 W/ DEFICIENCY IN RATE FROM WELL 1</u>
SE 1/4 SW 1/4	26.2 ACRES	
SW 1/4 SE 1/4	23.8 ACRES	

WELL 2 W/ DEFICIENCY
IN RATE FROM WELL 1

WELL 1

SE 1/4 SE 1/4	34.7 ACRES	
SECTION 21		
SW 1/4 SW 1/4	9.6 ACRES	
SECTION 22		
NW 1/4 NW 1/4	33.2 ACRES	
SW 1/4 NW 1/4	1.0 ACRES	
SE 1/4 SW 1/4		32.0 ACRES
SECTION 27		
NE 1/4 NE 1/4	36.5 ACRES	
NW 1/4 NE 1/4	1.6 ACRES	
SE 1/4 NE 1/4	1.5 ACRES	
SECTION 28		

TOWNSHIP 25 SOUTH, RANGE 30 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.

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.

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Actual construction of the well shall begin within one year from issuance of the final order approving the use. Complete application of the water to the use shall be made on or before October 1, 2005. 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 Aug 29, 2001


Paul R. Cleary, Director
Water Resources Department

NOTE: Pursuant to ORS 537.330, in any transaction for the conveyance of real estate that includes any portion of the lands described in this permit, the seller of the real estate shall, upon accepting an offer to purchase that real estate, also inform the purchaser in writing whether any permit, transfer approval order, or certificate evidencing the water right is available and that the seller will deliver any permit, transfer approval order or certificate to the purchaser at closing, if the permit, transfer approval order or certificate is available.

Application G-14939
Basin 12
JWG - WEEK 301

Water Resources Department
Volume 2 SILVIES R MISC

PERMIT G-14055
District 10