

STATE OF OREGON
COUNTY OF UMATILLA

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

SHANE DERUWE
85021 HUDSON BAY ROAD
MILTON FREEWATER, OREGON 97862

This superseding permit is issued to describe an amendment for a change in point of appropriation proposed under Permit Amendment Application T-11680 and approved by Special Order Vol. 71, Page 855, entered Feb 20, 2014, amendments approved by Permit Amendment Application T-10522 approved by Special Order Vol. 74, Page 746, entered April 25, 2008, Permit Amendment Application T-9263, approved by Special Order Vol. 57, Page 112, entered February 18, 2003, Permit Amendment T-8756, approved by Special Order Vol. 55, Page 893, and to describe an extension of time for complete application of water approved July 14, 2005. This permit supersedes Permit G-13717.

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

APPLICATION FILE NUMBER: G-14898

SOURCE OF WATER: FIVE WELLS IN RAYMOND GULCH BASIN

PURPOSE OR USE: IRRIGATION OF 211.3 ACRES

MAXIMUM RATE: 2.64 CUBIC FEET PER SECOND

PERIOD OF USE: MAY 1 THROUGH OCTOBER 31

DATE OF PRIORITY: JANUARY 5, 1999

POINT OF DIVERSION LOCATION:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
6 N	33 E	WM	13	SW NW	4	WELL A (formerly Well 2) - 880 FEET SOUTH AND 480 FEET EAST FROM THE NW CORNER OF SECTION 13
6 N	33 E	WM	13	SW SW		WELL B (formerly Well 1) - 3080 FEET SOUTH AND 620 FEET EAST FROM THE NW CORNER OF SECTION 13
6 N	33 E	WM	13	NW SW		WELL C (formerly Well 3) - 2150 FEET SOUTH AND 865 FEET EAST FROM THE NW CORNER OF SECTION 13
6 N	33 E	WM	13	SE NW	3	WELL D - 110 FEET SOUTH AND 1948 FEET EAST FROM THE NW CORNER OF SECTION 13
6 N	33 E	WM	13	NW SW		WELL E - 1945 FEET SOUTH AND 1080 FEET EAST FROM THE NW CORNER OF 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:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
6 N	33 E	WM	13		2	21.0
6 N	33 E	WM	13		4	43.5
6 N	33 E	WM	13		3	49.7
6 N	33 E	WM	13	NE SW		31.1
6 N	33 E	WM	13	NW SW		34.6
6 N	33 E	WM	13	SW SW		14.0
6 N	33 E	WM	13	SE SW		1.1
6 N	33 E	WM	13	NW SE		6.7
6 N	33 E	WM	14		1	7.3
6 N	33 E	WM	14	SE SE		2.3

Permit Amendment T-8756 Conditions:

The quantity of water diverted at the new point of appropriation (Well B) shall not exceed the quantity of water lawfully available at the original point of appropriation (Well 1).

Water shall be acquired from the same aquifer as the original point of appropriation (Well 1).

Permit Amendment T-9263 Conditions:

The quantity of water diverted at the new point of appropriation (Well 3 (Well C)), together with that diverted at Wells B and A (Wells 1 and 2), shall not exceed the maximum rate and duty allowed under the water right permit.

Water shall be acquired from the same aquifer as the original points of appropriation.

Permit Amendment T-10522 Conditions:

The combined quantity of water diverted at the new points of appropriation (Wells D and E), together with diverted at the old points of appropriation, shall not exceed the quantity of water lawfully available at the original points of appropriation.

Water shall be acquired from the same aquifer as the original points of appropriation.

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.

Actual construction of the well shall begin by August 13, 2000. Complete application of the water to the use shall be made on or before October 1, 2014. 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 February 20, 2014


Dwight French, Water Right Services Administrator, for
PHILLIP C. WARD, DIRECTOR