

STATE OF OREGON

COUNTY OF MALHEUR

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

CITY OF ADRIAN
PO BOX 226
ADRIAN, OR 97901

This superseding permit is issued to describe an amendment for a change in point of appropriation proposed under Permit Amendment Application T-12200 and approved by Special Order Vol. 98, Page 1054, entered March 28, 2016, and to describe an extension of time for complete application of water approved July 2, 2015. This permit supersedes Permit G-16074.

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

APPLICATION FILE NUMBER: G-16386

SOURCE OF WATER: A WELL IN SNAKE RIVER BASIN

PURPOSE OR USE: MUNICIPAL USE

MAXIMUM RATE: 1.0 CUBIC FOOT PER SECOND

PERIOD OF USE: YEAR ROUND

DATE OF PRIORITY: February 10, 2005

AUTHORIZED POINT OF APPROPRIATION:

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|------|------|-----|-----|-------|---|
| 21 S | 46 E | WM | 15 | NW SW | WELL 6: 2370 FEET NORTH AND 1045 FEET EAST FROM THE SW CORNER OF SECTION 15 |

AUTHORIZED PLACE OF USE:

SERVICE AREA OF THE CITY OF ADRIAN

Permit Amendment T-12200 Conditions

1. Water use measurement conditions:
 - a. Prior to water use from the proposed point of appropriation, the permittee shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device at each new point of appropriation.
 - b. The permittee shall maintain the meter or measuring device in good working order.

- c. 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.
2. The quantity of water diverted at the new point of appropriation, shall not exceed the quantity of water lawfully available at the original point of appropriation.
3. Water shall be acquired from the same aquifer as the original point of appropriation.

Extension of Time Conditions

No appropriation of water is currently allowed under this permit. Appropriation of any water up to 1.0 cfs under Permit G-16074, or any subsequent permit shall only be authorized upon issuance of a final order approving a Water Management and Conservation Plan (WMCP) under OAR Chapter 690, Division 86 that authorizes access to a greater rate of appropriation of water under the permit consistent with OAR Chapter 690-086-0130(7). The required WMPC shall be submitted to the Department by July 2, 2018. The amount of water used under Permit G-16074, or any subsequent permit must be consistent with this and subsequent WMCP's approved under OAR Chapter 690, Division 86 on file with the Department.

Existing Permit G-16074 Conditions

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the water user shall install a meter or other suitable measuring device as approved by the Director. The water user 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 water user to report general water use information, including place and nature of use of water under the permit.
- B. The water user 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.

STANDARD CONDITIONS

If the number, location, source, or construction of any well deviates from that proposed in the permit application or required by permit conditions, this permit may not be valid.

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 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.

The well 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.

When two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

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.

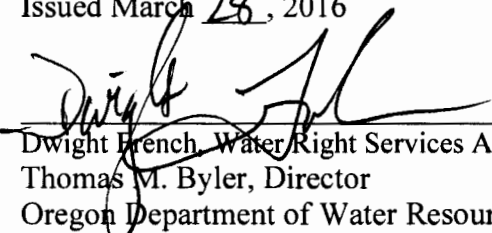
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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

Complete application of the water to the use shall be made on or before October 1, 2059. If the water is not completely applied before this date, and the permittee wishes to continue development under the permit, the permittee must submit an application for extension of time, which may be approved based upon the merit of the application.

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 Right Examiner (CWRE).

Issued March 28, 2016


Dwight French, Water Right Services Administrator, for
Thomas M. Byler, Director
Oregon Department of Water Resources