

STATE OF OREGON

COUNTY OF DESCHUTES

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

CITY OF REDMOND
411 SW 9TH ST
REDMOND, OR 97756

This superseding permit is issued to correct a scrivener's error in the description of the location of Wells 6, 7, and 10, approved by a Corrected Order, recorded at Special Order Volume 114, Page 623, entered **DEC 31 2019**. This permit correctly describes an amendment for a change in points of appropriation under Permit Amendment Application T-13114 and approved by Special Order Vol. 113, Page 958 – 960, entered August 28, 2019. This permit supersedes Permit G-18266, originally G-17042.

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

APPLICATION FILE NUMBER: G-14908

SOURCE OF WATER: SIX WELLS IN THE DESCHUTES RIVER BASIN

PURPOSE OR USE: MUNICIPAL USE

MAXIMUM RATE/VOLUME: 25.0 CUBIC FEET PER SECOND, LIMITED TO A MAXIMUM ANNUAL VOLUME OF 3492.0 ACRE FEET

PERIOD OF USE: YEAR ROUND

DATE OF PRIORITY: JANUARY 13, 1999

WELL LOCATIONS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
15S	13E	WM	9	SE NW	WELL 10 – 1332 FEET SOUTH AND 2020 FEET EAST FROM THE NW CORNER OF SECTION 9
15S	13E	WM	9	NE SW	WELL 11 – 2530 FEET NORTH AND 2160 FEET EAST FROM THE SW CORNER OF SECTION 9
15S	13E	WM	10	SW SE	WELL 7 – 1210 FEET NORTH AND 1640 FEET WEST FROM THE SE CORNER OF SECTION 10
15S	13E	WM	16	SW NW	WELL 9 – 1457 FEET SOUTH AND 580 FEET EAST FROM THE NW CORNER OF SECTION 16
15S	13E	WM	19	SE SW	WELL 8 – 513 FEET NORTH AND 2807 FEET WEST FROM THE SE CORNER OF SECTION 10
15S	13E	WM	21	NW SE	WELL 6 – NORTH 35 DEGREES 38 MINUTES 4 SECONDS WEST 2443.94 FEET FROM THE SE CORNER OF SECTION 21

THE PLACE OF USE IS LOCATED AS FOLLOWS:

WITHIN THE MUNICIPAL SERVICE BOUNDARY OF THE CITY OF REDMOND

Permit Amendment T-12887 Conditions:

The quantity of water diverted at the new points of appropriation (Wells 6, 7, and 8), shall not exceed the quantity of water lawfully available at the original points of appropriation (Wells 6, 7, and 8).

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

WMCP Conditions:

The next requirement related to the City's approved WMCP calls for the submittal of an updated WMCP to the Department by **November 14, 2022**.

Original Permit Conditions:

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter at each point of appropriation. The permittee shall maintain the meter in good working order.
- B. The permittee 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.
- C. The permittee shall allow the watermaster access to the meter; provided however, where any meter is located within a private structure, the watermaster shall request access upon reasonable notice.
- D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

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. However, the use of ground water allowed under the terms of this permit will not be subject to regulation for Scenic Waterway flows so long as mitigation is maintained.

Within five years of permit issuance, the permittee shall submit a Water Management and Conservation Plan consistent with OAR Chapter 690, Division 86. The Director may approve an extension of this time line to complete the required Water Management and conservation Plan. The time line for submittal of a plan under this permit does not alter the time lines for submittal of a plan under any other order of the

Department.

Prior to using water from any well listed on this permit, the permittee shall ensure that the well has been assigned an OWRD Well Identification Number (Well ID tag), which shall be permanently attached to the well. The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level or pump test data.

GROUND WATER MITIGATION CONDITIONS

Mitigation Obligation: 1746.0 acre-feet annually in the General Zone of Impact, located anywhere in the Deschutes River basin above the Madras gage, which is located below Lake Billy Chinook.

Mitigation Source: 1746.0 acre-feet of mitigation water from mitigation project MP-175, established by instream water right certificate 88033, within the General Zone of Impact.

Mitigation water must be legally protected instream for instream use within the General Zone of Impact and committed for the life of the permit and subsequent certificate(s). Regulation of the use and/or cancellation of the permit, or subsequent certificate(s), will occur if the required mitigation is not maintained.

The permittee shall provide additional mitigation if the Department determines that average annual consumptive use of the subject appropriation has increased beyond that originally mitigated amount.

If mitigation is from a secondary right for stored water from a storage use from a storage project not owned or operated by the permittee the use of water under this right is subject to the terms and conditions of a valid contract, a copy of which must be on file in the records of the Water Resources Department prior to use of water.

The permittee shall provide a mitigation update report to the Department, with a copy to Water Watch, every three years until the permit is fully developed. The report shall compare actual monthly water use to the estimates used for determining prior mitigation requirements and shall identify whether additional mitigation is required.

The permittee shall provide 90 days prior written notice to the appropriate OWRD Watermaster in the event that the permittee intends to irrigate with reclaimed water that originates from water use under this permit.

Failure to comply with these mitigation conditions shall result in the Department regulating the ground water permit, or subsequent certificates(s), proposing to deny any permit extension application for the ground water permit, and proposing to cancel the ground water permit, or subsequent certificate(s).

STANDARD CONDITIONS

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.

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 be subject to cancellation, unless the Department authorizes the change in writing.

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.

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.

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.

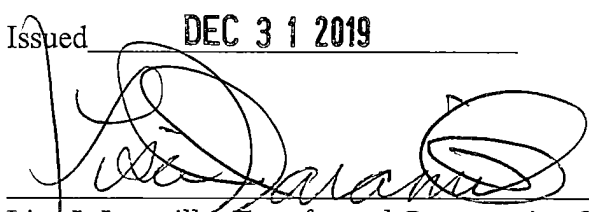
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The original permit was issued May 9, 2013. Actual construction of the well(s) was to begin within one year of original permit issuance. Complete application of water to beneficial use shall be on or before May 9, 2033. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.

Within one year after making beneficial use of water, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner.

Issued

DEC 31 2019



Lisa J. Jaramillo, Transfer and Conservation Section Manager for
THOMAS M. BYLER, DIRECTOR
Oregon Water Resources Department