

STATE OF OREGON

COUNTY OF UNION

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

MICHAEL A. BECKER
10406 N MCALISTER RD
LA GRANDE OR 97850

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

APPLICATION FILE NUMBER: G-16512

SOURCE OF WATER: WELL 1 (UNIO 50840/L41348) AND WELL 2 (UNIO 51373/L50705) IN
PHYS SLOUGH BASIN

PURPOSE OR USE: SUPPLEMENTAL IRRIGATION OF 340.6 ACRES

MAXIMUM RATE: 3.467 CUBIC FEET PER SECOND (CFS), BEING 3.119 CFS FROM WELL 1
AND 0.348 CFS FOM WELL 2, FURTHER LIMITED TO 519.4 ACRE-FEET ANNUALLY

PERIOD OF USE: JULY 1 THROUGH SEPTEMBER 30

DATE OF PRIORITY: AUGUST 19, 2005

WELL LOCATION:

| POA Name | Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|----------|-----|------|-----|-----|-------|---|
| WELL 1 | 3 S | 39 E | WM | 36 | NW SE | 1378 FEET NORTH AND 1320 FEET WEST FROM SE CORNER, SECTION 36 |
| WELL 2 | 3 S | 40 E | WM | 31 | NW NW | 412 FEET SOUTH AND 36 FEET EAST FROM NW CORNER, SECTION 31 |

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 and two acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

| Twp | Rng | Mer | Sec | Q-Q | Acres | Twp | Rng | Mer | Sec | Q-Q | Acres |
|-----|------|-----|-----|-------|-------|-----|------|-----|-----|-------|-------|
| 3 S | 39 E | WM | 36 | NE NE | 27.4 | 3 S | 39 E | WM | 36 | NW SE | 40.0 |
| 3 S | 39 E | WM | 36 | NW NE | 27.4 | 3 S | 39 E | WM | 36 | SW SE | 39.2 |
| 3 S | 39 E | WM | 36 | SW NE | 40.0 | 3 S | 39 E | WM | 36 | SE SE | 39.2 |
| 3 S | 39 E | WM | 36 | SE NE | 40.0 | 3 S | 40 E | WM | 31 | NE NW | 20.0 |
| 3 S | 39 E | WM | 36 | NE SE | 40.0 | 3 S | 40 E | WM | 31 | NW NW | 27.4 |

1. Water Use Measurement, Recording, and Reporting Condition:

- 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 device in good working order.
- B. The permittee shall allow the watermaster access to the device; provided however, where any device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The permittee shall keep a complete record of the volume of water used each month, and shall submit an annual 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.
- D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

2. Scenic Water Way Condition:

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, provided the required mitigation is maintained.

3. Well Identification Tag Condition:

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.

STANDARD CONDITIONS

- 1. 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.
- 2. 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.
- 3. If substantial interference with surface water or 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.

4. The well(s) shall be constructed and maintained in accordance with the General Standards for the Construction and Maintenance of Water Supply Wells in Oregon. The works shall be equipped with a usable access port adequate to determine water-level elevation in the well at all times.
5. Where 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.
6. Prior to receiving a certificate of water right, the permit holder shall submit to the Water Resources Department the results of a pump test meeting the Department's standards for each point of appropriation (well), unless an exemption has been obtained in writing under OAR 690-217. The Director may require water-level or pump-test data every ten years thereafter.
7. 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.
8. 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.
9. Construction of the well shall begin within five years of the date of permit issuance. The deadline to begin construction may not be extended. This permit is subject to cancellation proceedings if the construction deadline to begin is missed.
10. Complete application of the water shall be made within five years of the date of permit issuance. 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.
11. 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.

Issued

June 25, 2020



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