



STATE OF OREGON

GRANT COUNTY

"CERTIFICATE NO. 64164"

PERMIT TO APPROPRIATE THE PUBLIC WATERS

This is to certify that I have examined APPLICATION 63541 and do hereby grant the same SUBJECT TO EXISTING RIGHTS INCLUDING THE APPROPRIATE MINIMUM FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD and the following limitations and conditions:

This permit is issued to John Fisher, II, of PO Box 307, Dayville, Oregon 97825, phone 987-2657, for the use of the waters of Cummings Ditch wastewater, a tributary of John Day River, for the PURPOSE of irrigation; that the PRIORITY OF THE RIGHT dates from May 13, 1982, and is limited to the amount of water which can be applied to beneficial use and shall not exceed 0.19 cubic foot per second measured at the point of diversion from the stream, or its equivalent in case of rotation with other water users.

The POINT OF DIVERSION is to be LOCATED: 270 feet South and 490 feet East from the Center Quarter Corner of Section 1, being within the NW 1/4 SE 1/4 of Section 1, Township 13 South, Range 26 East, W14, in the County of Grant.

A description of the PLACE OF USE under the permit, and to which such right is appurtenant, is as follows:

Township 13 South Range 26 East, W14 Section 1 NW 1/4 SE 1/4 7.5 acres

The AMOUNT OF WATER used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to 1/40 of one cubic foot per second per acre, from direct flow and shall be further limited to a diversion of not to exceed 4.0 acre-feet per acre for each acre irrigated during the irrigation season of each year, and shall also be limited to the water available at the proposed point of diversion, and shall not carry with it the right to compel the continuance of the waste water, and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

Actual construction work shall begin on or before August 16, 1983 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1984.

Complete application of the water to the proposed use shall be made on or before October 1, 1985.

WITNESS my hand this 16th day of August, 1982.

/s/ JAMES E. SEXSON
WATER RESOURCES DIRECTOR

APPLICATION 63541

PERMIT 46832