

STATE OF OREGON

COUNTY OF BAKER

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

GORDON W. AND DEBORAH S. SUMMERS
306-N HAYDEN BAY DRIVE
PORTLAND, OREGON 97217

"CERTIFICATE NO. 67430

to use the waters of AN UNNAMED STREAM, a tributary of PINE CREEK, for IRRIGATION OF 10.8 ACRES AND SUPPLEMENTAL IRRIGATION OF 4.4 ACRES.

This Permit is issued approving Application 69391. The dates of priority are OCTOBER 5, 1987 for 0.165 CFS and March 17, 1988 for 0.215 CFS. The use is limited to not more than 0.38 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

SE 1/4 NE 1/4, SECTION 11, T 8 S, R 46 E, W.M.; 300 FEET NORTH AND 660 FEET WEST FROM E 1/4 CORNER, SECTION 11.

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 ONE-FORTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 4.5 acre-feet per acre for each acre irrigated during the irrigation season of each year. The permit shall be limited to any deficiency in the available supply of any prior permit for the same land and shall not exceed the limitation allowed herein.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the proposed place of use under the Permit is as follows:

	<u>PRIMARY</u>	<u>SUPPLEMENTAL</u>
SE 1/4 NE 1/4	0.6 ACRE	
NE 1/4 SE 1/4	7.1 ACRES	
SE 1/4 SE 1/4	0.9 ACRE	4.4 ACRES
SECTION 11		
SW 1/4 SW 1/4	2.2 ACRES	
SECTION 12		
TOWNSHIP 8 SOUTH, RANGE 46 EAST, W.M.		

Actual construction work shall begin on or before MARCH 9, 1991, and shall be completed on or before October 1, 1991. Complete application of the water to the use shall be made on or before October 1, 1992.

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 allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

Issued this date, MARCH 9, 1990.

/s/ WILLIAM H. YOUNG

Water Resources Department
William H. Young
Director