

STATE OF OREGON

COUNTY OF BAKER

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

DONALD HUBBS
POWDER RIVER RANCH
HCR 88, BOX 123
BAKER, OREGON 97814

503-523-6150

to use the waters of CLOVER CREEK, a tributary of POWDER RIVER, TO MAINTAIN CLOVER CREEK RESERVOIR, to be constructed under Application R-69721, Permit R-11253, for RECREATION.

This Permit is issued approving Application 70019. The date of priority is SEPTEMBER 11, 1990. The use is limited to not more than 0.1 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:

NE 1/4 NW 1/4, SECTION 26, T 8 S, R 42 E, W.M.; 126 FEET SOUTH AND 153 FEET WEST FROM N 1/4 CORNER, SECTION 26.

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:

SE 1/4 SW 1/4
W 1/2 SE 1/4
SECTION 23

NW 1/4 NE 1/4
NE 1/4 NW 1/4
SECTION 26

TOWNSHIP 8 SOUTH, RANGE 42 EAST, W.M.

This project was considered and approved by the Water Resources Commission on AUGUST 17, 1989.

Actual construction work shall begin on or before OCTOBER 1, 1991, and shall be completed on or before October 1, 1992. Complete application of the water to the use shall be made on or before October 1, 1993.

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.

"CERTIFICATE NO. 72333"

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 granted 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, OCTOBER 1, 1990.

/s/ WILLIAM H. YOUNG

Water Resources Department
William H. Young
Director