

STATE OF OREGON

COUNTY OF WHEELER

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

LEON DEFFENBAUGH
3472 MATHENY ROAD NE
GERVAIS, OREGON 97026

to use the waters of TWO SPRINGS, a tributary of ALDER CREEK, for DOMESTIC USE EXPANDED FOR THREE FAMILIES AND LIVESTOCK.

This permit is issued approving Application 70048. The date of priority is AUGUST 28, 1989. The use is limited to not more than 0.03 CUBIC FOOT PER SECOND (CFS) BEING, 0.005 CFS FROM SPRING 1 AND 0.005 CFS FROM SPRING 2 FOR LIVESTOCK AND 0.02 CFS FOR DOMESTIC USE FROM SPRING 2, 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 36, T 7 S, R 23 E, W.M.; SPRING 1 - 2740 FEET NORTH AND 150 FEET WEST; SPRING 2 - 3850 FEET NORTH AND 50 FEET WEST, BOTH FROM SE CORNER, SECTION 36.

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 this permit is as follows:

SE 1/4 NE 1/4 LIVESTOCK
SE 1/4 SE 1/4 DOMESTIC
SECTION 36
TOWNSHIP 7 SOUTH, RANGE 23 EAST, W.M.

NE 1/4 NE 1/4 DOMESTIC
NW 1/4 NE 1/4 DOMESTIC
SECTION 1
TOWNSHIP 8 SOUTH, RANGE 23 EAST, W.M.

Actual construction work shall begin on or before November 18, 1992, and shall be completed on or before October 1, 1993. Complete application of the water to the use shall be made on or before October 1, 1994.

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, NOVEMBER 18, 1991.

/s/ WILLIAM H. YOUNG

Water Resources Department
William H. Young
Director