

STATE OF OREGON

COUNTY OF BAKER

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

F. L. ROSS
PO BOX 54
LOCKWOOD, CALIFORNIA 93932

to use the waters of ROSS SPRING AND SIX UNNAMED SPRINGS, tributaries of JOB CREEK, AND COTTONWOOD SPRING, a tributary of RIPLEY GULCH, for LIVESTOCK WATER.

This permit is issued approving Application 71054. The date of priority is DECEMBER 18, 1990. The use is limited to not more than 91.0 GALLONS PER MINUTE, BEING 10.0 GPM FROM SPRING 7, 12.0 GPM FROM SPRING 8, 5.0 GPM FROM SPRING 9, 4.0 GPM FROM SPRING 10, 12.0 GPM FROM SPRING 11, 14.0 GPM FROM SPRING 12, 10.0 GPM FROM SPRING 13, 8.0 GPM FROM SPRING 14, AND 16.0 GPM FROM SPRING 15, or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

SPRING 7 - NE 1/4 NW 1/4, SECTION 16, T 13 S, R 37 E, W.M.; 950 FEET SOUTH AND 1700 FEET EAST FROM THE NW CORNER OF SECTION 16. SPRING 8 - NE 1/4 SW 1/4, SECTION 21, T 13 S, R 37 E, W.M.; 1500 FEET NORTH AND 1500 FEET EAST FROM THE SW CORNER OF SECTION 21. SPRING 9 - SW 1/4 SW 1/4, SECTION 22, T 13 S, R 37 E, W.M.; 800 FEET NORTH AND 1000 FEET EAST FROM THE SW CORNER OF SECTION 22. SPRING 10 - SE 1/4 SE 1/4, SECTION 32, T 13 S, R 37 E, W.M.; 1100 FEET NORTH AND 200 FEET WEST FROM THE SE CORNER OF SECTION 32. SPRING 11 - NW 1/4 NE 1/4, SECTION 5, T 14 S, R 37 E, W.M.; 200 FEET SOUTH AND 2400 FEET WEST FROM THE NE CORNER OF SECTION 5. SPRING 12 - NE 1/4 NE 1/4, SECTION 5, T 14 S, R 37 E, W.M.; 500 FEET SOUTH AND 800 FEET WEST FROM THE NE CORNER OF SECTION 5. SPRING 13 - SW 1/4 SW 1/4, SECTION 5, T 14 S, R 37 E, W.M.; 700 FEET NORTH AND 1200 FEET EAST FROM THE SW CORNER OF SECTION 5. SPRING 14 - SW 1/4 SE 1/4, SECTION 5, T 14 S, R 37 E, W.M.; 100 FEET NORTH AND 2900 FEET EAST FROM THE SW CORNER OF SECTION 5. SPRING 15 - NE 1/4 NE 1/4, SECTION 7, T 14 S, R 37 E, W.M.; 1200 FEET SOUTH AND 1200 FEET WEST FROM THE SW CORNER OF SECTION 5.

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:

NE 1/4 NW 1/4
SECTION 16
NE 1/4 SW 1/4
SECTION 21
SW 1/4 SW 1/4
SECTION 22
SE 1/4 SE 1/4
SECTION 32
TOWNSHIP 13 SOUTH, RANGE 37 EAST, W.M.

NE 1/4 NE 1/4
NW 1/4 NE 1/4
SW 1/4 SW 1/4
SE 1/4 SW 1/4
SW 1/4 SE 1/4
SECTION 5
NE 1/4 NE 1/4
SECTION 7
TOWNSHIP 14 SOUTH, RANGE 37 EAST, W.M.

Measurement recording and reporting conditions:

- A. The Director may require the permittee to install a meter or other suitable measuring device as approved by the Director. If the Director notifies the permittee to install a meter or other measuring device, the permittee shall install such device within the period stated in the notice. Such installation period shall not be less than 90 days unless special circumstances warrant a shorter installation period. Once installed, the permittee shall maintain the meter or measuring device in good working order and shall allow the watermaster access to the meter or measuring device. The Director may provide an opportunity for the permittee to submit alternative measuring procedures for review and approval.
- B. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used and may require the permittee to report water use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water use information, the periods of water use and the place and nature of use of water under the permit. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.

Actual construction work shall begin on or before May 10, 1995 and shall be completed on or before October 1, 1996. Complete application of the water to the use shall be made on or before October 1, 1997.

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.

The Director of the Water Resources Department has found that the proposed use of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Issued this date, May 10, 1994.

/s/ A. REED MARBUT

Water Resources Department
Martha O. Pagel
Director