

STATE OF OREGON

COUNTY OF LAKE

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

L W GARRETT
PO BOX 488
LAKEVIEW, OREGON 97630

The specific limits for the use are listed below along with conditions of use.

APPLICATION FILE NUMBER: S-70414

SOURCE OF WATER: COTTONWOOD CREEK, A TRIBUTARY OF GOOSE LAKE

PURPOSE OR USE: IRRIGATION OF 28.2 ACRES

RATE OF USE ALLOWED: 0.70 CUBIC FOOT PER SECOND

THE PERIOD OF ALLOWED USE: MARCH 1 THROUGH MAY 31 OF EACH YEAR

DATE OF PRIORITY: JUNE 13, 1990

POINT OF DIVERSION LOCATION: SW 1/4 SW 1/4, SECTION 35, T39S, R19E, W.M.; 720 FEET NORTH FROM THE SW CORNER, SECTION 35

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-FORTIETH of one cubic foot per second (or its equivalent) and 2.5 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SW 1/4 SW 1/4 15.0 ACRES
SE 1/4 SW 1/4 13.2 ACRES
SECTION 35
TOWNSHIP 39 SOUTH, RANGE 19 EAST, W.M.

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order.
- B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or

Application S-70414 Water Resources Department

PERMIT 51863

measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

- C. 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.

STANDARD CONDITIONS

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

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.

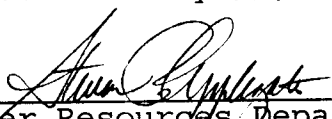
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Actual construction work shall begin within one year from permit issuance and shall be completed on or before October 1, 1998. Complete application of the water to the use shall be made on or before October 1, 1999.

Issued January 17, 1996


 for Water Resources Department
 Martha O. Pagel
 Director

Application S-70414 Water Resources Department
 Basin 13 Volume 1A, COTTONWOOD CREEK
 JWG

PERMIT 51863
 District 12