

STATE OF OREGON

COUNTY OF DOUGLAS

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

GLENBROOK NICKEL COMPANY
P.O. BOX 85
RIDDLE, OREGON 97469

(541) 874-3111

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

APPLICATION FILE NUMBER: S-70625

SOURCE OF WATER: AN UNNAMED STREAM AND GREEN DIAMOND RESERVOIR, TO BE CONSTRUCTED UNDER R-70624, PERMIT R-11767, TRIBUTARIES OF COW CREEK

PURPOSE OR USE: INDUSTRIAL USE (WET SCREENING OF NICKEL SLAG AND DUST CONTROL)

MAXIMUM FLOW AND VOLUME ALLOWED: 0.89 CUBIC FOOT PER SECOND (CFS) FROM LIVE FLOW FROM AN UNNAMED STREAM; BEING 0.37 CFS FOR WET SCREENING AND 0.52 CFS FOR DUST CONTROL; 2.0 ACRE-FEET PER YEAR OF STORED WATER FROM GREEN DIAMOND RESERVOIR

PERIOD OF USE: NOVEMBER 1 THROUGH JULY 15 FOR LIVE FLOW FROM AN UNNAMED STREAM; YEAR ROUND FOR STORED WATER FROM GREEN DIAMOND RESERVOIR

DATE OF PRIORITY: SEPTEMBER 5, 1990

POINT OF DIVERSION LOCATION: SW 1/4 SW 1/4, SECTION 13, T30S, R6W, W.M.; 440 FEET SOUTH AND 1650 FEET EAST FROM THE NW CORNER OF DLC 47

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SW 1/4 SW 1/4
SECTION 13
SE 1/4 SE 1/4
SECTION 14
NE 1/4 NE 1/4
SECTION 23
NW 1/4 NW 1/4
SECTION 24

TOWNSHIP 30 SOUTH, RANGE 6 WEST, 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.

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- B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or 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.

The permittee shall install, maintain, and operate fish screening to prevent fish from entering the proposed diversion. The permittee shall also install a fishway at the obstruction that will provide adequate upstream and downstream passage for fish. The required screens and fishways are to be in place and functional, and the fishway must be approved by Oregon Department of Fish and Wildlife before diversion of any water.

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 May 28, 1996



Martha O. Pagel, Director
Water Resources Department