

STATE OF OREGON

COUNTY OF BAKER

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

RALPH & MYRNA MORGAN
HCR 87 BOX 564
BAKER CITY, OREGON 97814

(541)523-7012

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

APPLICATION FILE NUMBER: S-71096

SOURCE OF WATER: LAKE CREEK, SPRING GULCH AND TWO UNNAMED SPRINGS, TRIBUTARIES OF THE POWDER RIVER

PURPOSE OR USE: DOMESTIC USE EXPANDED FOR ONE HOUSEHOLD, LIVESTOCK WATERING AND WILDLIFE USES

RATE/VOLUME: 0.036 CFS BEING; 0.01 CFS FOR DOMESTIC USE EXPANDED FROM POD NUMBER 1, 0.001 CFS FOR LIVESTOCK WATERING FROM POD NUMBER 1, 0.005 CFS FOR LIVESTOCK WATERING FROM POD NUMBER 2, 0.01 CFS FOR LIVESTOCK WATERING AND WILDLIFE FROM POD NUMBER 3, AND 0.01 CFS FOR LIVESTOCK WATERING AND WILDLIFE FROM POD NUMBER 4.

PERIOD OF ALLOWED USE: YEAR ROUND

DATE OF PRIORITY: JANUARY 3, 1991

POINT OF DIVERSION LOCATIONS:

TOWNSHIP 10 SOUTH, RANGE 39 EAST, W.M.

POD NUMBER 1 - SPRING - NE 1/4 NW 1/4, SECTION 33, 2700 FEET WEST, 2150 FEET NORTH OF E 1/4 COR, SECTION 33;
POD NUMBER 2 - SPRING AND TROUGH - NE 1/4 SE 1/4, SECTION 33, 1170 FEET WEST, 630 FEET SOUTH OF E 1/4 COR, SECTION 33

TOWNSHIP 11 SOUTH, RANGE 39 EAST, W.M.

POD NUMBER 3 - LAKE CREEK - NE 1/4 SW 1/4, SECTION 9, 580 FEET WEST, 730 FEET SOUTH OF E 1/4 COR, SECTION 9;
POD NUMBER 4 - SPRING GULCH - NW 1/4 NW 1/4, SECTION 10, 290 FEET EAST, 1320 FEET NORTH OF W 1/4 COR, SECTION 10

THE PLACE OF USE IS LOCATED AS FOLLOWS:

NE 1/4 NW 1/4

NE 1/4 SE 1/4

SECTION 33

TOWNSHIP 10 SOUTH, RANGE 39 EAST, W.M.

NE 1/4 SW 1/4

SECTION 9

NW 1/4 NW 1/4

SECTION 10

TOWNSHIP 11 SOUTH, RANGE 39 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.

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 uses 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 July 8, 1996


for Martha O. Pagel, Director
Water Resources Department