

STATE OF OREGON

COUNTY OF BAKER

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

WINDSWEPT LAND & LIVESTOCK COMPANY
PHIL BURROUGHS
HCR 88, BOX 145
BAKER CITY, OREGON 97814

(541) 523-4371

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

APPLICATION FILE NUMBER: S-72427

SOURCE OF WATER: SPRINGS 1,2,3 & 4, TRIBUTARIES OF GOOSE CREEK

PURPOSE OR USE: LIVESTOCK

MAXIMUM RATE ALLOWED: 0.02 CUBIC FOOT PER SECOND (CFS), BEING 0.005 CFS FROM EACH SPRING

PERIOD OF USE: YEAR ROUND

DATE OF PRIORITY: TO BE ESTABLISHED WHEN EXAMINATION FEES ARE PAID IN FULL

POINT OF DIVERSION LOCATION: SW 1/4 NW 1/4, SECTION 29, SE 1/4 NW 1/4, SECTION 30, NW 1/4 NE 1/4, SECTION 31, TOWNSHIP 8 SOUTH, RANGE 43 EAST, W.M.; **SPRING 4** - 1450 FEET SOUTH & 700 FEET EAST FROM NORTHWEST CORNER, SECTION 29; **SPRING 1** - 1500 FEET SOUTH & 1800 FEET EAST FROM NORTHWEST CORNER, SECTION 30; **SPRING 2** - 2450 FEET SOUTH & 1400 FEET EAST FROM NORTHWEST CORNER, SECTION 30; **SPRING 3** - 250 FEET SOUTH & 1600 FEET WEST FROM NORTHEAST CORNER, SECTION 31

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SW 1/4 NW 1/4
SECTION 29
SE 1/4 NW 1/4
SECTION 30
NW 1/4 NE 1/4
SECTION 31
TOWNSHIP 8 SOUTH, RANGE 43 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.

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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.

The use of water allowed herein may be made only at times when waters from Four Unnamed Springs would not otherwise flow into a tributary of Goose Creek or sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

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.

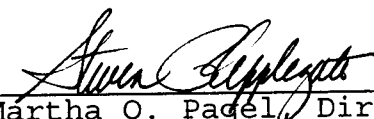
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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 August 28, 1996

for 
Martha O. Pagel, Director
Water Resources Department

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Basin 09 Volume 2A Goose Creek & Misc.

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District 08