

STATE OF OREGON

COUNTY OF HARNEY

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

ARTHUR AND MARILYN WITTRICK  
STAR RT. 1 BOX 692  
BURNS, OREGON 97720

(541) 573-2901

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

APPLICATION FILE NUMBER: S-72738

SOURCE OF WATER: TWO SPRINGS

PURPOSE OR USE: LIVESTOCK

RATE OF USE: 0.005 CUBIC FOOT PER SECOND

PERIOD OF ALLOWED USE: YEAR ROUND

DATE OF PRIORITY: SEPTEMBER 28, 1992

POINT OF DIVERSION LOCATION: SE 1/4 SW 1/4, SECTION 34, T19S, R31E, W.M.; SPRING 1 - 225 FEET NORTH & 140 FEET WEST, SPRING 2 - 180 FEET NORTH & 110 FEET WEST BOTH FROM S 1/4 CORNER, SECTION 34

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SE 1/4 SW 1/4  
SECTION 34  
TOWNSHIP 19 SOUTH, RANGE 31 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.

"CERTIFICATE NO. 75795

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- 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.

Water must be diverted to a trough or tank through an enclosed water delivery system. The delivery system must be equipped with an automatic shutoff or limiting flow control mechanism or include a means for returning water to the stream source through an enclosed delivery system. The use of water shall not exceed 0.10 cubic feet per second per 1000 head of livestock.

#### 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 on or before July 31, 1997 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.

This permit is issued to correctly describe the source of water. Permit 52054, dated July 31, 1996 is superseded by this instrument and is of no further force or effect.

Issued October 10, 1996



Martha O. Pagel, Director  
Water Resources Department