

STATE OF OREGON

COUNTY OF MORROW

PERMIT TO APPROPRIATE THE PUBLIC WATERS

PLACED IN U.S. MAIL

NOV 4 1996

OREGON WATER RESOURCES DEPT.

THIS PERMIT IS HEREBY ISSUED TO

WAYNE H. AND MARLENE L. SCHNELL  
RT 2 BOX 330  
IRRIGON, OREGON 97844

(541) 922-3313

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

APPLICATION FILE NUMBER: S-73194

SOURCE OF WATER: AN UNNAMED NATURAL POND WITHIN THE UMATILLA BASIN

PURPOSE OR USE: IRRIGATION OF 9.0 ACRES

MAXIMUM RATE/VOLUME ALLOWED: 0.11 CUBIC FOOT PER SECOND

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: JANUARY 27, 1992

POINT OF DIVERSION LOCATION: NW 1/4 NW 1/4, SECTION 31, T5N, R27E, W.M.;  
320 FEET SOUTH AND 560 FEET EAST FROM THE NW CORNER OF SECTION 31

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 4.5 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

NW 1/4 NW 1/4 9.0 ACRES  
SECTION 31  
TOWNSHIP 5 NORTH, RANGE 27 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 measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

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- 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.

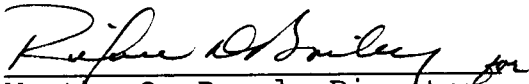
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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 October 29, 1996

  
Martha O. Pagel, Director  
Water Resources Department

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Basin 07 Volume 3A, Columbia River & Misc.

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District 05