

STATE OF OREGON

COUNTY OF WALLOWA

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

CITY OF JOSEPH
KEITH WATERS
P.O. BOX 15
JOSEPH, OREGON 97846

PHONE: (541) 432-3832

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: S-83537

SOURCE OF WATER: WATER STORED IN WALLOWA LAKE UNDER T-7634, A TRIBUTARY OF WALLOWA RIVER

PURPOSE OR USE: MUNICIPAL USE

MAXIMUM VOLUME ALLOWED: 480.0 ACRE-FEET PER YEAR

PERIOD OF USE: YEAR ROUND

DATE OF PRIORITY: AUGUST 25, 1997

POINT OF DIVERSION LOCATION: SE 1/4 NW 1/4, SECTION 5, T3S, R45E, W.M.; 1700 FEET SOUTH & 2550 FEET EAST FROM NW CORNER, SECTION 5

THE PLACE OF USE IS LOCATED AS FOLLOWS:

WITHIN THE SERVICE BOUNDARY OF THE CITY

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, shall keep a complete record of the amount of water used each month and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water use information, including the place and nature of use of water under the permit.

- 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.

Within 2 years of permit issuance, the permittee shall submit a water management and conservation plan consistent with OAR Chapter 690, Division 86.

The permittee shall install, maintain, and operate fish screening and by-pass devices as required by the Oregon Department of Fish and Wildlife to prevent fish from entering the proposed diversion. The required screen is to be in place and functional prior to 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.

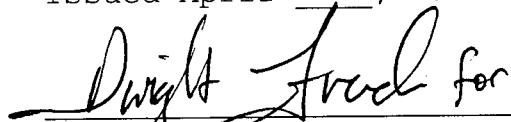
The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

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.

SEE NEXT PAGE

Actual construction work shall begin by March 25, 2000. Complete application of water to the use shall be made on or before October 1, 2003. Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner (CWRE).

Issued April 23, 1999



Martha O. Pagel, Director
Water Resources Department