

STATE OF OREGON

COUNTY OF UMATILLA

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

BONNEVILLE POWER ADMINISTRATION;
ATTN: MARIAN WOLCOTT
PO BOX 3621
PORTLAND, OREGON 97208

(503)230-3273

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

APPLICATION FILE NUMBER: S-73764

SOURCE OF WATER: UMATILLA RIVER, A TRIBUTARY OF COLUMBIA RIVER

PURPOSE OR USE: JUVENILE SALMON ACCLIMATION PRIOR TO RELEASE INTO
UMATILLA RIVER (NON-CONSUMPTIVE USE)

MAXIMUM RATE: 15.5 CUBIC FEET PER SECOND

WATER MAY BE APPROPRIATED DURING THE PERIOD: MARCH 15 THROUGH MAY 31 OF
EACH YEAR

DATE OF PRIORITY: NOVEMBER 15, 1993

POINT OF DIVERSION LOCATION: SE 1/4 NW 1/4, SECTION 29, T3N, R36E, W.M.;
865 FEET NORTH AND 795 FEET WEST OF THE CENTER 1/4 CORNER OF SECTION 29,
T3N, R36E, W.M.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SE 1/4 NW 1/4
SECTION 29
TOWNSHIP 3 NORTH, RANGE 36 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, 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.

Diversion screening or fish passage facilities shall be designed, installed, and operated to Oregon Department of Fish & Wildlife specifications.

All diverted water shall be returned to the river as closely as possible to, but not more than 60 feet downstream from, the point of diversion.

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 by January 27, 2001. The reservoir shall be filled and complete application of the stored water to the use shall be made on or before October 1, 2004.

DATED January 27, 2000


Martha G. Pagel, Director
Water Resources Department

NOTE: Pursuant to ORS 537.330, in any transaction for the conveyance of real estate that includes any portion of the lands described in this permit, the seller of the real estate shall, upon accepting an offer to purchase that real estate, also inform the purchaser in writing whether any permit, transfer approval order, or certificate evidencing the water right is available and that the seller will deliver any permit, transfer approval order or certificate to the purchaser at closing, if the permit, transfer approval order or certificate is available.

Application S-73764 Water Resources Department
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