

Mailing List for Extension PFO Copies

PFO Date: March 24, 2026

Copies Mailed

Application: S-71431
Permit: S-54398

By: TM
On: 3.17.26

Original mailed to Applicant:

Bureau of Reclamation
1150 North Curtis St
Boise, ID 93706

Copies sent to:

1. WRD - App. File S-71431/ Permit S-54398
2. Agents or CWRE's representing the Permit Holder
3. Owyhee Irrigation District

Fee paid as specified under ORS 536.050 to receive copy:

4. None

Receiving via e-mail (10 AM Tuesday of signature date)
(DONE BY EXTENSION SPECIALIST)

5. WRD - Watermaster District 9, Jared Hoshaw
6. WRD - East Region Manager - Jason Spriet

CASEWORKER: JDP

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9589 0710 5270 2376 3994 88

S-71431 Permit S-54398
Bureau of Reclamation
1150 North Curtis St.
Boise, ID 93706

Oregon Water Resources Department
Water Right Services Division

Application for Extension of Time

In the Matter of the Application for an Extension of Time) PROPOSED
for Permit S-54398, Water Right Application S-71431) FINAL
in the name of Bureau of Reclamation) ORDER DENIAL

Permit Information

| | |
|-------------------|--|
| Application: | S-71431 |
| Permit: | S-54398 |
| Basin: | Owyhee / Watermaster District 9 |
| Date of Priority: | March 25, 1991 |
| Source of Water: | Owyhee Reservoir, constructed under Permit R-599, on the Owyhee River |
| Purpose of Use: | irrigation of 1679.5 acres and supplemental irrigation of 74.4 acres |
| Maximum Volume: | 7015.6 acre feet (AF) |

Please read this Proposed Final Order in its entirety.

In summary, the Department proposes to:

- Deny an extension of time to apply water to full beneficial use from October 30, 2024, to October 1, 2029.

This Extension of Time request is being processed in accordance with Oregon Revised Statute 537.230 and 539.010(5), and Oregon Administrative Rule Chapter 690, Division 315.

ACRONYM QUICK REFERENCE

Department – Oregon Water Resources Department

PFO – Proposed Final Order

AF - acre feet

AUTHORITY

Generally, see ORS 537.230 and OAR Chapter 690 Division 315.

ORS 537.230(2) provides in pertinent part that the Oregon Water Resources Department (Department) may, for good cause shown, order an extension of time within which irrigation or other works shall be completed or the right perfected. In determining the extension, the Department shall give due weight to the considerations described under ORS 539.010(5) and to whether other governmental requirements relating to the project have significantly delayed completion of construction or perfection of the right.

ORS 539.010(5) instructs the Director to consider: the cost of the appropriation and application of the water to a beneficial purpose; the good faith of the appropriator; the market for water or power to be supplied; the present demands therefor; and the income or use that may be required to provide fair and reasonable returns upon the investment.

OAR 690-315-0040 provides that in order to approve an application for an extension of time to complete construction or apply water to full beneficial use, the Department shall make the findings in OAR 690-315-0040(1) including a finding that there is “good cause” to approve the extension. OAR 690-315-0040(2)-(4) contain the factors that the Department must consider to make findings that support a “good cause” determination.

FINDINGS OF FACT

1. On May 24, 2007, Permit S-54398 was issued by the Department. The permit authorizes the use of up to 7015.6 AF of water from Owyhee Reservoir, constructed under Permit R-599, on the Owyhee River, for irrigation of 1679.5 acres and supplemental irrigation of 74.4 acres. The permit specified actual construction was to begin by May 4, 2008 and complete application of water was to be made on or before October 1, 2011.
2. One prior permit extension has been granted for Permit S-54398. The extension resulted in the completion dates for full application of water being extended to October 30, 2024.
3. On October 24, 2025, Bureau of Reclamation, submitted an “Application for Extension of Time” to the Department, requesting the time to apply water to full beneficial use under the terms of Permit S-54398 be extended from October 30, 2024 to October 1, 2029.
4. Notification of the Application for Extension of Time for Permit S-54398 was published in the Department’s Public Notice dated November 4, 2025. No public comments were received regarding the extension application.

Review Criteria [OAR 690-315-0040]

In order to approve an application for an extension of time to complete construction and/or apply water to full beneficial use pursuant to ORS 537.230 or 537.630, or to begin construction, pursuant to ORS 537.248, the Department must make the findings in OAR 690-315-0040(1)(a) – (d).

Complete Extension of Time Application [OAR 690-315-0040(1)(a)]

5. On October 24, 2025, the Department received a completed Application for Extension of Time and the fee specified in ORS 536.050 from the permit holder.

Start of Construction [OAR 690-315-0040(1)(b) and 690-315-0040(5)]

6. According to the Application, construction of the Owyhee Dam, laterals and the North Canal were completed prior to permit issuance.

The Department has determined the permit holder began of construction by May 4, 2008.

Good Cause [OAR 690-315-0040(1)(d)]

The Department must find that there is “good cause” to approve the extension. In making a “good cause” finding, the Department shall consider the requirements set forth under OAR 690-315-0040(2).

Reasonable Diligence of the Appropriator [OAR 690-315-0040(2)(a)]

In order to make a finding of “good cause” to approve the extension, the Department shall consider whether the applicant has demonstrated “reasonable diligence” in previous performance under the permit. OAR 690-315-0040(2)(a). In determining “reasonable diligence”, the Department shall consider, but is not limited to, the following factors: a) The amount of construction completed within the time allowed in the permit or previous extension; b) The amount of beneficial use made of the water during the permit or previous extension time limits; c) Water right holder conformance with the permit or previous extension conditions; and d) Financial investments made toward developing the beneficial use of water.

Amount of Construction [OAR 690-315-0040(3)(a)]

The amount of construction completed within the time allowed in the permit and previous extension.¹

7. The Application does not identify any work having been accomplished during the original development period authorized by the permit as all work was completed prior to permit issuance.
8. The Application does not identify any additional work accomplished during the most recent extension of time period.

¹ “Actual Construction” is defined in OAR 690-315-0020(3)(d)(A) and (B) as physical work performed toward completion of the water system which demonstrates the water right permit holder’s good faith and intention to complete the project with reasonable diligence. Actual construction does not include planning a diversion system, formulating a business plan, securing financing, letting contracts, purchasing but not installing equipment, surveying, clearing land or planting crops.

The Department has determined that no construction work was accomplished during the most recent extension of time period, being from October 1, 2011, to October 30, 2024.

Compliance with Conditions [OAR 690-315-0040(3)(c)]

The water right permit holder's conformance with the permit or previous extension conditions.

9. The Department has considered the permit holder's compliance with conditions, and has identified the following concern: diversion of water under Permit S-54398, has occurred without written approval from ODFW that fish screens and bypass devices are not required.
10. The Application asserts that ODFW has provided written documentation that fish screens and by-pass devices are not required, as indicated in an attached order issued in 1987 (Special Order Volume 41, Page 586-594).

The Department has determined upon review of Special Order Volume 41, pages 586-594, the condition requiring the installation of fish screens and by-pass devices has not been satisfied. Though the Application identifies this order issued in 1987 as documentation from ODFW that fish screens and by-pass devices are not required, the order is specific to Application S-62966, Permit S-50639 (Certificate 75821). Permit S-54398, was issued May 24, 2007, and included the following condition:

“The permittee shall install, maintain, and operate fish screening and by-pass devices as required by Oregon Department of Fish and Wildlife to prevent fish from entering the proposed diversion. The required screens and by-pass devices are to be in place, functional and approved by an ODFW representative prior to diversion of any water.”

This condition was included in the permit at the request of Oregon Department of Fish and Wildlife in a comment received on November 25, 1998. The comment from ODFW stated;

“Owyhee Reservoir has several species of game fish. They include largemouth and smallmouth bass, black crappie, channel catfish and trout. The POD is at a location where fish can enter the canal system. We request that the permit be conditioned to require that fish protection devices be in place and inspected before water is diverted.”

Furthermore, the Final Order Regarding Limited License Request 528, issued September 20, 2001, included the same condition. Limited License 528 was requested to divert water from Owyhee Reservoir, thru the Owyhee Irrigation Canal system.

Beneficial Use of Water [OAR 690-315-0040(3)(b)]

The amount of beneficial use made of the water during the permit or previous extension conditions.

11. According to the Application a maximum volume of 7015.6 AF of water has been diverted from the Owyhee Reservoir, for irrigation of 1753.9 acres, being 1679.5 acres of primary irrigation and 74.4 acres of supplemental irrigation.

The Department has determined that beneficial use of water under this permit has not been demonstrated because the requirement to install fish screens and by-pass devices has not been satisfied, and compliance with the condition has not been demonstrated.

Financial Investments to appropriate and Apply Water to a Beneficial Purpose [OAR 690-315-0040(2)(b),(3)(d),(4)(d)]

12. An investment of approximately \$20,000,000, which is the total projected cost for complete development of this project, has been made.

The Department has determined an investment has been made, however no investment has been made in the development of the beneficial use since the permit was issued.

Reasonable Diligence of the Appropriator [OAR 690-315-0040(2)(a)]

The application provides evidence that no work has been accomplished towards completion of the water system within the time allowed in the permit or previous extension; the permit holder has not demonstrated compliance with permit conditions, and; beneficial use of water has not been demonstrated. The Department has determined the applicant has not demonstrated reasonable diligence in previous performance under Permit S-54398.

The Market and Present Demands for Water [OAR 690-315-0040(4)(a-f)]

The Department's determinations of market and present demand for water or power to be supplied shall consider the requirements set forth under OAR 690-315-0040(4)(a-f). In accordance with OAR 690-315-0040(4), the Department shall consider, but is not limited to, the following factors when determining the market and the present demand for water or power to be supplied:

- *(a) The amount of water available to satisfy other affected water rights and scenic waterway flows;*
- *(b) Special water use designations established since permit issuance, including but not limited to state scenic waterways, federal wild and scenic rivers, serious water management problem areas or water quality limited sources established under 33 U.S.C. 1313(d);*
- *(c) The habitat needs of sensitive, threatened or endangered species, in consultation with the Oregon Department of Fish and Wildlife;*
- *(d) Economic investment in the project to date;*
- *(e) Other economic interests dependent on completion of the project; and*
- *(f) Other factors relevant to the determination of the market and present demands for water and power.*

OAR 690-315-0040(4)(a)

The amount of water available to satisfy other affected water rights and scenic waterway flows.

13. A review of the amount of water available to satisfy other affected water rights and scenic waterway flows was determined at the time of issuance of Permit G-54398; furthermore, water availability for other affected water rights and scenic waterway flows

after the permit was issued is determined when an Application for a new water right is submitted.

14. Current Water Availability Analysis for the Owyhee River, show that 700,000 acre feet of water is available in the reservoir.

OAR 690-315-0040(4)(b)

Special water use designations established since permit issuance, including but not limited to state scenic waterways, federal wild and scenic rivers, serious water management problem areas or water quality limited sources established under 33 U.S.C. 1313(d).

15. The point of diversion is located on Owyhee Reservoir, on the Owyhee River, and is not located within a Withdrawn Area.
16. Owyhee River is not located within or above a state or federal scenic waterway.
17. The point of diversion is in a location listed by the Department of Environmental Quality as a water quality limited stream.
 - a. Owyhee River, River Mile 28.7 to 71 listed under Water Quality Limited for aquatic weeds, mercury, temperature, dissolved oxygen, nutrients, and dieldrin.
 - b. Owyhee River, River Mile 16.8 to 200.4 listed under Water Quality Limited for temperature, and chloride.
 - c. Owyhee River, River Mile 0 to 130.7 listed under Water Quality Limited for phosphate.

OAR 690-315-0040(4)(c)

The habitat needs of sensitive, threatened or endangered species, in consultation with the Oregon Department of Fish and Wildlife.

18. Owyhee River is located within an area ranked “highest” for stream flow restoration needs as determined by the Department in consultation with the Oregon Department of Fish and Wildlife, and is located within a Sensitive, Threatened or Endangered Fish Species Area as identified by the Department in consultation with Oregon Department of Fish and Wildlife.

OAR 690-315-0040(4)(d)

Economic interests dependent on completion of the project.

19. An approximate total of \$20,000,000 has been invested in the project.

OAR 690-315-0040(4)(e)

Other economic interests dependent on completion of the project.

Farmers within the district have been identified as additional economic interests.

OAR 690-315-0040(4)(f)

Other factors relevant to the determination of the market and present demand for water and power.

20. No other factors relevant to the determination of the market and present demand for water and power have been identified.

Fair Return Upon Investment [OAR 690-315-0040(2)(f)]

21. The use and income from the permitted water development will not likely result in reasonable returns upon the investment made to date because the water user has failed to gain approval of fish screens and by-pass devices from ODFW prior to the diversion of water. Failure to install the required fish screens represents a potential harm caused to the public good, which cannot be remedied.

Other Governmental Requirements [OAR 690-315-0040(2)(g)]

22. The delay in the timely completion of the development of the project and/or timely application of water to full beneficial use was not caused by additional governmental requirements.

Unforeseen Events [OAR 690-315-0040(2)(h)]

23. No unforeseen events were identified that extended the length of time needed to fully develop and perfect Permit S-54398.

Denial of an Extension Would Result in Undue Hardship [OAR 690-315-0040(2)(i)]

24. The Application states that a denial of the extension would result in undue hardship, and that no other reasonable alternatives exist for meeting water use needs.

Good Faith of the Appropriator [OAR 690-315-0040(2)(c)]

25. The Application provide does not evidence of good faith of the appropriator under Permit.

Based on Findings of Fact 9, 10, and 11, above, the Department finds that the Applicant has not demonstrated good faith.

Duration of Extension [OAR 690-315-0040(1)(c)]

Under OAR 690-315-0040(1)(c), in order to approve an extension of time for water use permits the Department must find that the time requested is reasonable and the applicant can complete the project within the time requested.

26. As of October 24, 2025, the permit holder states work is complete.

Based on FOF 26, the Application for Extension of Time would be denied because the applicant has indicated that all work is complete, all acres have been irrigated, and compliance with all conditions has been demonstrated by the most recent extension of time completion date of October 30, 2024. The Department has determined that compliance with permit conditions has not been demonstrated.

Good Cause [OAR 690-315-0040(1)(d)]

The Department must find that there is "good cause" to approve the extension. In making a "good cause" finding, the Department shall consider the requirements set forth under OAR 690-315-0040(2).

The Department has considered the reasonable diligence and good faith of the appropriator, the cost to appropriate and apply water to a beneficial purpose, the market and present demands for water to be supplied, the financial investment made and fair and reasonable return upon the investment, the requirements of other governmental agencies, and unforeseen events over which the permit holder had no control, whether denial of the extension will result in undue hardship to the applicant and whether there are no other reasonable alternatives for meeting water use needs, any other factors relevant to a determination of good cause, and has determined that the applicant has not shown that good cause exists for an extension of time to apply water to full beneficial use pursuant to OAR 690-315-0040(1)(d).

CONCLUSIONS OF LAW

1. The applicant has submitted a complete extension application form and the fee specified in ORS 536.050, as required by OAR 690-315-0040(1)(a).
2. The applicant began actual construction timeline requirements pursuant to ORS 537.230 as required by OAR 690-315-0040(1)(b) and OAR 690-315-0040(5).
3. The application established that there has been no construction, no financial invest or reasonable diligence towards development within the time allowed in the permit or previous extension. The permit holder has not shown that good cause exists for an extension of time to complete construction and apply water to full beneficial use pursuant to OAR 690-315-0040(1)(d).

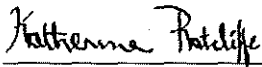
continued on following page

PROPOSED ORDER

Based upon the foregoing Findings of Fact and Conclusions of Law, the Department proposes to issue an order to:

Deny the time to apply water to beneficial use under Permit S-54398 from October 30, 2024 to October 1, 2029.

DATED: March 24, 2026



Katherine Ratcliffe
Water Right Services Division Administrator, for
Ivan Gall, Director
Oregon Water Resources Department

*If you have any questions,
please check the information
box on the last page for the
appropriate names and
phone numbers.*

Protests

Pursuant to OAR 690-315-0060(1), the applicant or any other person adversely affected or aggrieved by the proposed final order may submit a written protest to the proposed final order. Protests must be received by the Water Resources Department no later than May 8, 2026, at this address: Oregon Water Resources Department, Water Right Services Division, 725 Summer St NE, Suite A, Salem, OR 97301-1266. Protests may not be submitted by electronic mail. OAR 690-002-0025(3).

Protests must be in writing and include all of the following:

- The name, address, and telephone number of the protestant
- A detailed description of the protestant's interest in the proposed final order, and, if the protestant claims to represent the public interest, a precise statement of the public interest represented
- A detailed description of how the action proposed in the proposed final order would impair or be detrimental to the protestant's interest
- A detailed description of how the proposed final order is in error or deficient, and how to correct the alleged error or deficiency
- If the applicant protests, a statement of whether a hearing is requested
- Citation of legal authority supporting the protestant, if known
- Proof of service of the protest on the water right permit holder, if protestant is other than the water right permit holder, and
- If you are the applicant, the protest fee of \$720 required by ORS 536.050; and

- If you are not the applicant, the protest fee of \$1,425 required by ORS 536.050.

Within 60 days after the close of the period for requesting a contested case hearing, the Director shall either issue a final order on the extension request, or schedule a contested case hearing if a protest has been submitted, and, upon review of the issues, the Director finds there are significant disputes related to the proposed agency action; or, the applicant submits a written request for a contested case hearing within 30 days after the close of the period for submitting protests. The hearing will be conducted as provided in Oregon Revised Statutes (ORS) Chapter 183, and Oregon Administrative Rules (OAR) 137-003-0501 to 137-003-0700.

If the applicant does not request a hearing within 30 days after the close of the protest period, or if the request for a hearing is withdrawn, or the Department or the administrative law judge is notified that the protestant will not appear, or the protestant fails to appear, at a scheduled hearing, the Director may issue a Final Order by default. If the Director issues a Final Order by default, the Department designates the relevant portions of its files on this matter, including all materials submitted relating to this matter, as the record for purpose of proving a *prima facie* case upon default.

A party may be represented by an attorney at the hearing. Legal aid organizations may be able to assist a party with limited financial resources. Generally, partnerships, corporations, associations, governmental subdivisions or public or private organizations are represented by an attorney. However, consistent with OAR 690-002-0020 and OAR 137-003-0555, an agency representative may represent a partnership, corporation, association, governmental subdivision or public or private organization if the Department determines that appearance of a person by an authorized representative will not hinder the orderly and timely development of the record in this case.

Notice Regarding Servicemembers: Active-duty service members have a right to stay proceedings under the federal Servicemembers Civil Relief Act. For more information contact the Oregon State Bar at 800-452-8260, the Oregon Military Department at 971-453-1175, or the nearest United States Armed Forces Legal Assistance Office through <http://legalassistance.law.af.mil>.

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- If you have any questions about statements contained in this document, please contact Jeffrey D. Pierceall at (503) 979-3213.
 - If you have questions about how to file a protest or if you have previously filed a protest and you want to know the status, please contact Will Davidson at 503-507-2749.
 - If you have any questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at 503-986-0801.
 - Address any correspondence to : Water Right Services Division
725 Summer St NE, Suite A
Salem, OR 97301-1266
Fax: 503-986-0901
-

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172
(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # **146249**

INVOICE # _____

RECEIVED FROM: OWYHLE Irrigation
BY: District 5

| | |
|-------------|---------|
| APPLICATION | S-71431 |
| PERMIT | |
| TRANSFER | |

CASH: CHECK:# 2745 OTHER: (IDENTIFY)

TOTAL REC'D \$ 1,170.00

1083 TREASURY 4170 WRD MISC CASH ACCT

| | | |
|------|-----------------------|----|
| 0407 | COPIES | \$ |
| | OTHER: (IDENTIFY) | \$ |
| 0243 | I/S Lease | |
| 0244 | Muni Water Mgmt. Plan | |
| 0245 | Cons. Water | |

4270 WRD OPERATING ACCT

| MISCELLANEOUS | | | |
|-------------------|-------------------------------|----------|-----------------|
| 0407 | COPY & TAPE FEES <u>46111</u> | \$ | |
| 0410 | RESEARCH FEES | \$ | |
| 0408 | MISC REVENUE: (IDENTIFY) | \$ | |
| TC162 | DEPOSIT LIAB. (IDENTIFY) | \$ | |
| 0240 | EXTENSION OF TIME | \$ | <u>1,170.00</u> |
| WATER RIGHTS: | | EXAM FEE | RECORD FEE |
| 0201 | SURFACE WATER | \$ | 0202 \$ |
| 0203 | GROUND WATER | \$ | 0204 \$ |
| 0205 | TRANSFER | \$ | |
| WELL CONSTRUCTION | | EXAM FEE | LICENSE FEE |
| 0218 | WELL DRILL CONSTRUCTOR | \$ | 0219 \$ |
| | LANDOWNER'S PERMIT | | 0220 \$ |
| | OTHER (IDENTIFY) | | |

0536 TREASURY 0437 WELL CONST. START FEE

| | | | |
|------|----------------------|----|-------|
| 0211 | WELL CONST START FEE | \$ | CARD# |
| 0210 | MONITORING WELLS | \$ | CARD# |
| | OTHER (IDENTIFY) | | |

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

| | | |
|------|----------------------------|----|
| 0233 | POWER LICENSE FEE (FW/WRD) | \$ |
| 0231 | HYDRO LICENSE FEE (FW/WRD) | \$ |
| | HYDRO APPLICATION | \$ |

TREASURY OTHER / RDX

| | |
|-------------------|----------------|
| FUND _____ | TITLE _____ |
| OBJ. CODE _____ | VENDOR # _____ |
| DESCRIPTION _____ | \$ _____ |

RECEIPT: **146249**

DATED: 10-24-25 BY: [Signature]



Oregon

Tina Kotek, Governor

Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301

Phone 503 986-0900

Fax 503 986-0904

www.oregon.gov/owrd

November 3, 2025

REFERENCE: Application for Extension of Time

Dear Extension of Time Applicant:

The Water Right Services Division has received your application for an extension of time for **APPLICATION FILE #: S-71431 (Permit S-54398)**. Your application will be reviewed in the future. Following the review, you will receive a Proposed Final Order either approving or rejecting the extension of time request. A 45-day protest period begins upon issuance of the Proposed Final Order. After the protest period closes, a Final Order is issued.

You may continue the use of water under your water right until the Water Resources Department formally takes action on your extension application. If your permit includes conditions, water use reporting, water level measurement reporting, etc., you are required to comply with the conditions.

Any additional development that occurs after the expired completion date, identified on the permit or an extension order, can only be claimed upon an approved extension application.

If you have questions concerning your extension of time application, please contact Jeffrey Pierceall at (503) 979-3213. For general information about the Water Resources Department, you may contact the Water Resources' Customer Service Group at (503) 986-0801 or you may access the Department's website at: www.wrd.state.or.us.

Application: S-71431

Permit: S-54398

Public Notice Route Slip ... New Application Extension of Time
per Division 315 Rules... (Extensions received on July 1, 2001 or after)

Applicant/Permit
Holder(s)

Bureau of Reclamation

Attn: Ryan Alcorn

150 N. Curtis St.

Boise, ID 83700

Proposed Completion Date: 10-1-2029

WRIG...Money Received on: 10-24-2025

Extension Specialist ...

Added to tracking spreadsheet

After fee is receipted and app is added to spreadsheet, route to...

Tonya Miller...

Recent Assignment (Check WRIS for Update)

Publish on Public Notice (initial 30-day comment): Date of
notice 11-4-25

Update WRIS Database

In the "PNotice Date" field... Enter the date the Extension Application
was published on the Public Notice.

In the "Ext Filed" field... Enter the date the Extension Application was
received.

Yes or No: Return file to Extension Specialist after PN returned 11-3-25

NOTES:

Application for
Extension of Time
for a Water Right Permit
(NON-Municipal/ NON-Quasi-Municipal)



Received
OCT 24 2025
OWRD

Criteria for a Permit Extension of Time

The Department can accept requests for an extension of time on permits to (1) complete construction, and/or to (2) apply water to beneficial use.

In order to approve a permit extension request the Department must be able to find:

1) Construction has begun:

A. For Groundwater Permits

Construction of the well(s), *authorized by the permit*, began within 5 years of the date the permit was issued or by the actual construction date specified in the permit.

B. For Surface Water or Reservoir Permits

Construction of the water system began within 5 years of the date the permit was issued or by the actual construction date specified in the permit.

The Department will also confirm that:

- 2) If required, a fish screen, fish passage or fish by-pass device was installed before or prior to diversion of any water. An exception to the need to confirm installation prior to diversion of any water would be a waiver submitted to the Department from ODFW stating that a fish screen, fish passage or fish by-pass device was not required, provided your permit allows for a waiver.

If you have questions, please call the Department at (503)-986-0900 and ask to speak with a permit extension specialist.

Received

OCT 5

OWRD

Received

OCT 24 2025

OWRD

TO THE DIRECTOR OF THE OREGON WATER RESOURCES DEPARTMENT
A separate extension application must be submitted for each permit as per
OAR 690-315-0020(2).

I, Bureau of Reclamation (for water use by Owyhee Irrigation District)

NAME OF PERMIT HOLDER [OAR 690-315-0020(1) and (3)(a)]

1150 North Curtis St
ADDRESS

Boise
CITY

ID
STATE

83706
ZIP

208-378-5306
PHONE

emcgarry@usbr.gov
E-MAIL ADDRESS

the permit holder of: Application Number S-71431

Permit Number S-54398
[OAR 690-315-0020(3)(b)]

do hereby request that the date by which the water development will be completed and water put to full beneficial use, which time now expires on Month: 10 Day: 30 Year: 2024, be extended to October 1, 2029, [OAR 690-315-0020(3)(i)]

I am the permit holder, and may apply for an extension of time under this permit. I understand that false or misleading statements in this extension application are grounds for OWRD to suspend processing of the request and/or reason to deny the extension.

RYAN ALCORN

Digitally signed by RYAN ALCORN
Date: 2025.10.21 16:17:39 -06'00'

Signature

Date

Ryan S. Alcorn

Acting Area Manager

Printed Name

Title

The agent below is authorized to represent the applicant in all matters relating to THIS application.

Permit Holder Initials

Authorized Agent (Print Agent Name)

Agent contact

Before submitting your Application for Extension of Time, make sure the following items are included:

Received
OCT 24 2025
OWRD

- This completed Application for Extension of Time.
- Statutory fee of \$1,170
- Signature page (Second page of this Application for Extension of Time).
- Letter granting an agent authority to act on behalf of the permit holder (*if applicable*)
- All supporting documentation and/or evidence referenced in the Application for Extension of Time. (ODFW Fish screen approval or waiver, contract for stored water, etc)

MAIL COMPLETED APPLICATION

along with the Supporting documents and/ or evidence and correct fee to:

Water Resources Department
Attn: Water Right Permit Extensions
725 Summer Street NE, Suite A
Salem, Oregon 97301

GENERAL TIPS:

- Permit holders of **municipal or quasi-municipal water use permits DO NOT use this form**. The correct form is APPLICATION FOR EXTENSION OF TIME FOR MUNICIPAL AND QUASI-MUNICIPAL WATER USE PERMITS.
- Request the reasonable amount of time necessary to fully complete construction of the water project and/or to fully use the permitted quantity of water under the terms and conditions of your permit. Should this request be approved, it will be OWRD's expectation that you will complete your project within the new time period allowed. Future extensions may not be granted.
- A separate APPLICATION FOR EXTENSION OF TIME must be submitted for each permit. OAR 690-315-0020(2).
- Permit extensions are evaluated under OAR Chapter 690, Division 315. These rules may be viewed at the State of Oregon, Secretary of State Website. To be granted an extension of time, the Department must make four specific findings; 1) the application is complete, 2) construction of the water system began within the time specified in the permit and applicable statute, 3) there is good cause, and 4) the project can be completed within the time being requested. If the Department cannot make all four findings, the extension of time cannot be approved.
- You may provide OWRD with any additional information or evidence that will aid us in making our decision. Please note that OWRD may require other information that is necessary to evaluate the application. OAR 690-315-0020(3)(n).
- After careful review of the Application for Extension of Time, you may contact OWRD at (503) 986-0900, to ask questions and request assistance from a Permit Extensions Specialist in the Water Rights Services Division.

- An Application for an Extension of Time will be reviewed for completeness. A response is required for each item contained in the application. OWRD will return any incomplete or deficient applications to the applicant. OAR 690-315-0040(1)(a).

Reference Materials Needed to Complete this Application:

- **The water right permit.** If needed, a copy of the water right permit can be downloaded from the Department's Website, or, a copy of the permit may be requested by water right application number from the Water Rights Division at 503-986-0900 (copy fees will apply).
- **Previous Applications and Orders.** Copies of previous applications and orders that may inform the completion of the Application for Extension of Time, if available, may be downloaded from the Department's Website. **NOTE: If the document requested is not available on the Department's website, you may be required to submit a Public Record Request.**
- **Documentation which demonstrates compliance with permit conditions** (for example, well construction logs; static water level measurement reports; annual water use reports; ODFW fish screen certification; a plan to monitor the effect of water use on ground water aquifers utilized under the permit; etc.).

Questions to complete this application for an Extension of Time

Please see the instruction sheet to help you answer these items.

1. **Beginning Construction within required deadlines.** OAR 690-315-0020(3)(d)

For Groundwater Permits

Has construction of the point of appropriation (well) authorized under this permit begun?

Yes No

Date construction began Month: ___ Day: ___ Year: ___

Details of construction and attach documentation: _____

For Surface/Reservoir Permit

Has construction of the water system begun? Yes No

Date construction began Month: ___ Day: ___ Year: **1928**

Details of construction and attach documentation: - Owyhee Dam, North Canal, and distribution pipes were previously constructed under other water rights.

OAD 690-315-0020(3)(A)(e)(A)

2a. Permits typically contain standard or special conditions that must be fully satisfied to lawfully develop and use permitted water. Review the permit subject to this extension to identify which of the conditions listed in the 2nd column are contained within it. Using the extra row labeled "other" to specify any other additional conditions included in the permit, or specified in a final order approving a permit amendment or prior extension of time. In the 1st column check the box for each condition (row) identified as relevant. In the 3rd column check "Yes" if you have completed or met the permit condition. Check "No" if the condition is not yet satisfied. In the 4th column, give the date when the condition was satisfied or will be satisfied. Attach any pertinent documentation. Note: a pump test condition does not need to be addressed here however; you must submit the results of the test to the Department for approval prior to certification.

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CHART-A

| Permit Conditions in this Permit | | Have Completed or Met? | Date satisfied/ or will be satisfied |
|-------------------------------------|--|---|--------------------------------------|
| Checkbox | Ground water Check those included on this permit | | |
| <input type="checkbox"/> | Installation of a meter/totalizing flow meter | <input type="checkbox"/> Yes <input type="checkbox"/> No | |
| <input type="checkbox"/> | Submittal of annual water usage report | <input type="checkbox"/> Yes <input type="checkbox"/> No | |
| <input type="checkbox"/> | Submittal of static water level measurements in the month required | <input type="checkbox"/> Yes <input type="checkbox"/> No | |
| <input type="checkbox"/> | | <input type="checkbox"/> Yes <input type="checkbox"/> No | |
| <input type="checkbox"/> | Special well construction standards | <input type="checkbox"/> Yes <input type="checkbox"/> No | |
| <input type="checkbox"/> | Submittal of a monitoring plan | <input type="checkbox"/> Yes <input type="checkbox"/> No | |
| <input type="checkbox"/> | Well ID tag assigned and installed: | <input type="checkbox"/> Yes <input type="checkbox"/> No | |
| <input type="checkbox"/> | Other (Specify): | <input type="checkbox"/> Yes <input type="checkbox"/> No | |
| <input type="checkbox"/> | Other (Specify): | <input type="checkbox"/> Yes <input type="checkbox"/> No | |
| Surface Water or Reservoir | | | |
| <input type="checkbox"/> | Installation of a meter/ totalizing flow meter | <input type="checkbox"/> Yes <input type="checkbox"/> No | |
| <input checked="" type="checkbox"/> | Submittal of annual water use report | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | Each year |
| <input type="checkbox"/> | Installation of a fish screen | <input type="checkbox"/> Yes <input type="checkbox"/> No | |
| <input type="checkbox"/> | Installation of a fish by-pass device | <input type="checkbox"/> Yes <input type="checkbox"/> No | |
| <input type="checkbox"/> | Installation of a fish passage | <input type="checkbox"/> Yes <input type="checkbox"/> No | |
| <input type="checkbox"/> | Installation of an outlet gate/pipe/ conduit | <input type="checkbox"/> Yes <input type="checkbox"/> No | |
| <input checked="" type="checkbox"/> | Submittal of a letter from ODFW that fish screen, fish by-pass device, and or fish passage is not required | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | 1987 – exempt per attached order. |
| <input type="checkbox"/> | Submit as-built plans and specification | <input type="checkbox"/> Yes <input type="checkbox"/> No | |
| <input type="checkbox"/> | Submittal of a letter from an engineer prior to storage | <input type="checkbox"/> Yes <input type="checkbox"/> No | |
| <input type="checkbox"/> | Other (Specify): | <input type="checkbox"/> Yes <input type="checkbox"/> No | |
| <input checked="" type="checkbox"/> | Other (Specify): Meter or other suitable measuring device & report | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | 5-24-2007 to present |
| <input type="checkbox"/> | Other (Specify): | <input type="checkbox"/> Yes <input type="checkbox"/> No | |

2b. If you have identified that you have NOT complied with Permit conditions, explain the reasons why and indicate a date certain, when you will be in compliance.

[OAR 690-315-0020(3)(e)]

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3. Provide evidence of physical work made toward completion of the water system, and of progress made toward making beneficial use of water within the permitted time period (CHART-B); and if applicable, within the time period of the most recent extension granted (CHART-C). CHART-B (below) must be completed for all Application for Extension of Time requests. *Use chronological order.* Itemize each work item, and do not combine multiple work actions in one area. (Planning, formulating a business plan, securing financing, letting contracts, purchasing but not installing equipment, surveying, clearing land, or planting crops *is not considered work in the development of the water system. Work accomplished under other water rights may not be considered work under this permit.*)

CHART-B

| DATE | WORK ACCOMPLISHED BEFORE PERMIT WAS ISSUED <i>List any work done before the permit was issued – eg. well drilled.</i> | COST* |
|-------------------------------|--|-------------------------|
| 1928-1936 | Owyhee Dam, North Canal, and laterals constructed. | More than \$20 million. |
| | | |
| DATE | WORK ACCOMPLISHED AFTER PERMIT WAS ISSUED and PRIOR TO DATE SPECIFIED IN PERMIT FOR COMPLETE APPLICATION OF WATER <i>List work/actions done during the permitted time period.</i> | COST* |
| May 24, 2007 | Date the permit was signed - find date above signature on last page of permit. | |
| | Paper maps created, verification of usage and application to acres covered started | \$25,000 |
| | | |
| | | |
| | | |
| Oct. 1, 2011 | Date the permit specified complete application of water to the use shall be made- all permits contain this date. Date is that specified in extension. | |
| DATE | WORK ACCOMPLISHED AFTER the date the permit specified complete application of water and prior to any previous extension order <i>COMPETE ONLY IF THIS IS YOUR 1st APPLICATION FOR AN EXTENSION OF TIME: List work done after the date specified in the permit for complete application of water up to the date of this Application for Extension of Time.</i> | COST* |
| | | |
| | | |
| | | |
| Total Cost for Chart-B | | \$17,075 |

* If exact cost is not known, you must provide your best estimate.

4. If this is not your 1st Application for Extension of Time request, fill out CHART-C below in addition to CHART-B above. Use *chronological order*.

CHART-C

| DATE | WORK ACCOMPLISHED DURING THE LAST EXTENSION PERIOD <i>List all work done during the last authorized extension period.</i> | COST* |
|-----------------------|---|---|
| 10-1-2011 | "Extended From" date for complete application of water used in the most recent Final Order on Extension of Time. | |
| | Mapping of water right, transferred maps to digital system. However, company hired by district went out of business. Digital maps have been transferred to GIS operating system of District's. District is in process of verifying acreage from GIS maps. | \$50,000 |
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| 10-30-2024 | "Extended To" date for complete application of water resulting from the most recent Final Order on Extension of Time. | |
| DATE | WORK ACCOMPLISHED AFTER THE LAST EXTENSION PERIOD EXPIRED <i>List all work done after the last authorized date for complete application of water up to the date of this Application for Extension of Time.</i> | COST* |
| 10-30-2024 | Personnel coordinating on accomplishing work. | \$5,000 |
| | | |
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| | | |
| Total Cost of Chart-C | | \$55,000 -costs are approximate because district has not tracked expenses separately. |

* If exact cost is not known, you must provide your best estimate. [OAR 690-315-0020(3)(f)]

5. Cost of project to date: Over \$20 million.
 (The total combined cost from CHART-B and CHART-C) [OAR 690-315-0020(f)]

Costs and dates are estimates because the operating entity has not tracked these expenses separately.

[OAR 690-315-0020(3)(e)(B)]

Provide evidence of the maximum rate (or duty, if applicable) of water diverted for beneficial use under this permit made to date.

TIP: Report the rate used to date. Unless full beneficial use has been made, this rate will be less than the rate authorized on the permit.

6. For Surface Water Permit Extensions (e.g. S-XXXX or R-XXXX):

TIP: Report the rate in the same units of measurement as specified in the permit.

Maximum rate used to date = _____ cfs (cubic feet per second) or,

Maximum rate used to date = _____ gpm (gallons per minute) or,

Maximum volume of stored water used to date = 7015.6 AF or,

Maximum volume stored annually to date = 7015.6 AF

7. For Ground Water Permit Extensions (e.g. G-XXXX):

TIP: Include information from ALL wells that pertain to this permit, including drilled wells not currently used.

CHART-D

| Well # as identified on Permit | Water User's Well # | Has this well been drilled? | IF DRILLED | | | | | If yes, provide the Permit, Certificate, or Transfer No. |
|--------------------------------|---------------------|---|------------------------------------|--|--|--|---|--|
| | | | Well Log Number e.g. MORR 50473 | Well Tag Number e.g. # 27566 or N/A | Is the actual drilled location authorized on this permit or on a permit amendment? | Maximum instantaneous rate used to date from this well - under this permit only (CFS or GPM) | Is this well authorized or utilized under any OTHER water rights? | |
| | | Yes <input type="checkbox"/> No <input type="checkbox"/> | | | Yes <input type="checkbox"/> No <input type="checkbox"/> | | Yes <input type="checkbox"/> No <input type="checkbox"/> | - - |
| | | Yes <input type="checkbox"/> No <input type="checkbox"/> | | | Yes <input type="checkbox"/> No <input type="checkbox"/> | | Yes <input type="checkbox"/> No <input type="checkbox"/> | - - |
| | | Yes <input type="checkbox"/> No <input type="checkbox"/> | | | Yes <input type="checkbox"/> No <input type="checkbox"/> | | Yes <input type="checkbox"/> No <input type="checkbox"/> | - - |
| | | Yes <input type="checkbox"/> No <input type="checkbox"/> | | | Yes <input type="checkbox"/> No <input type="checkbox"/> | | Yes <input type="checkbox"/> No <input type="checkbox"/> | - - |
| | | Yes <input type="checkbox"/> No <input type="checkbox"/> | | | Yes <input type="checkbox"/> No <input type="checkbox"/> | | Yes <input type="checkbox"/> No <input type="checkbox"/> | - - |
| | | Yes <input type="checkbox"/> No <input type="checkbox"/> | | | Yes <input type="checkbox"/> No <input type="checkbox"/> | | Yes <input type="checkbox"/> No <input type="checkbox"/> | - - |
| | | Yes <input type="checkbox"/> No <input type="checkbox"/> | | | Yes <input type="checkbox"/> No <input type="checkbox"/> | | Yes <input type="checkbox"/> No <input type="checkbox"/> | - - |

| | |
|--|--|
| Total instantaneous rate from all wells utilized under this permit | |
|--|--|

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8. Has a Permit Amendment Application been filed? Yes No - X
 If yes, identify Transfer No. T-_____

[OAR 690-315-0020(3)(e)(C)]

9. For Irrigation and Nursery Use Permits Extensions

Provide the total number of acres irrigated to date under this permit.

- a) Total acres irrigated to date: We believe the entire acreage of 1679.5 acres and 74.4 acres of supplemental irrigation have been irrigated, because as set out in the environmental assessment that covered the expanded acreage of the district that was in the Permit, the land had been found to be irrigated during the 3111 process. We are in the process of mapping the current use to submit to OWRD.
- b) List by year, the number of acres irrigated each year since permit issuance.

| Year | Acres | Year | Acres | Year | Acres |
|--------------------|---|------|-------|------|-------|
| 2007 and each year | a) 1753.9. We believe the entire acreage of 1679.5 acres and 74.4 acres of supplemental irrigation have been irrigated, because as set out in the environmental assessment that covered the expanded acreage of the district that was in the Permit, the land had been found to be irrigated during the 3111 process. We are in the process of mapping the current use to submit to OWRD. | | | | |
| | | | | | |
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| | | | | | |

b) Provide a copy of the application map identifying the acres irrigated.
Application Map is on file with OWRD – current map of layer being irrigated under permit is being produced currently.

c) Please specify the number of acres irrigated by each Point of Diversion/Point of Appropriation (POD/POA).

(POD/POA)# _____ Acres _____ (POD/POA) # _____ Acres _____
(POD/POA) # _____ Acres _____ (POD/POA) # _____ Acres _____

[OAR 690-315-0020(3)(i)(j)]

10. In the chart below provide a summary of your future plans and schedule to complete the construction of the water system, and/or apply water to full beneficial use under the terms and conditions of the permit.

CHART-E

| APPROXIMATE DATE RANGE (projected) | WORK OR ACTION TO BE ACCOMPLISHED (projected) | ESTIMATED COST (projected) |
|------------------------------------|--|----------------------------|
| 2025-2030 | Map produced with aerial survey and on field as required | \$100,000 |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| Year: Oct 30, 2024 | Date intend to apply water to full beneficial use under the terms and conditions of this permit. <u>We are intending to verify the acres that have been irrigated by the extension deadline.</u> | |
| Total Cost | | |

[OAR 690-315-0020(3)(g)]

11. Estimated remaining cost to complete the project: \$0
(The total cost from CHART-E)

The construction project has been completed. The demonstration of proof is the item that is remaining and is intended to cost approximately \$100,000 for mapping and salary time and using certified water rights examiner.

[OAR 690-315-0020(3)(j)]

12. Provide a summary of your plan to complete construction, meeting all permit conditions and apply the water to beneficial use: (List all tasks or steps needed to complete the project, the date when each task will be completed, and the cost associated with each task; attach additional pages if necessary.) _____

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Construction has been completed. The district is completing the showing of beneficial use, which is a huge undertaking because of the many scattered parcels within individual farmers' irrigated tracts within the district.

[OAR 690-315-0020(3)(k)]

13. Justify the time requested to complete the project and/or apply the water to full beneficial use. *(Include any other information or evidence to establish that the requested amount of time is sufficient and that you will be able to complete the project within the amount of time requested.)*

The remaining work is labor intensive. Based on previous hiring and solicitations of water rights examiners for this work, the District plans to do the work in house. The District estimates using existing staff, it will take three years to complete. Otherwise, the District estimates the work would take one full time staff person a year, which the District does not have the funds for. In addition, the district may need to meet with OWRD to determine acceptable proof of water use based on calculations because of the commingling of water in each farmers' diversion as well as appropriate measuring. The requested 5 years adds a couple of years in the event of unforeseen issues, including personnel turnover and coordination between the District and the Bureau of Reclamation and with OWRD.

[OAR 690-315--0020(3)(l)]

14a. Will a denial of the extension result in undue hardship? *(Describe the hardship and the effects.)* Yes, it would result in loss of production to the areas farmers that are already facing drought and low commodity prices. The water use was identified in the 3111 process, which led to the permit application. The District reports 78% of the use is by full time farmers who depend on this for livelihood.

14b. Are there any other reasonable alternatives that exist for meeting your water use needs? *(Explain in detail, consider other potential sources of water, and describe their feasibility)* _____

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[OAR 690-315-0020(3)(h)]

15. Was the delay in the timely completion of this water development project and/or timely application of water to full beneficial use caused by any additional government requirements, other than the conditions contained within the permit, which significantly delayed the completion and perfection of this right? (Explain in detail, including how much time did this delay the project; list dates.) No. The project has been completed and water put to beneficial use. The mapping etc. is what is time consuming and complex.

[OAR 690-315-0020(3)(h)]

16. Describe any unforeseen events which contributed to the delay of completion of this project that you had no control over. (Explain in detail what the unforeseen events were (i.e. health issues, natural disaster) and how much time was spent addressing the unforeseen events. Delays caused by business decisions are not considered unforeseen events)

The District reports that the GIS company the operating entity was using went out of business, causing additional data transfers issues and loss of data.

[OAR 690-315-0020(3)(h)]

17. Describe an additional reasons why the construction was not completed, and/or water was not beneficially used within permit time limits. (Provide supporting information for the reason(s) that best fits your circumstances.)

Construction and beneficial use have been completed. The documentation of proof for a district this large, with the small parcels spread thought out requires a substantial amount of time.

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[OAR 690-315-0020(3)(m)(n)]

18. Provide any other information you wish OWRD to consider while evaluating your Application for Extension of Time.

[OAR 690-315-0040(2)(f)]

19. Will the income or use of the water project provide a fair and reasonable return on your investment? (Explain in detail) _____

Yes – The project has been authorized by the United States Congress, which required a finding of feasibility. All construction has already been completed.

[OAR 690-315-0040(4)(d)]

20. Describe in detail if there are other economic interest, beyond those of the permit holder, which are dependent upon the completion of this project. (Who will be effected and how?) The farmers within the District are dependent on the farming relying on the permit. The District reports that Malheur county depends on the farming industry created by the District.

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Attach permit, and documentation to the application



Oregon Water Resources Department
 725 Summer Street NE, Suite A
 Salem Oregon 97301-1266
 (503) 986-0900
 www.wrd.state.or.us

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**Extension of Time
 Progress Reporting Form
 For Checkpoints**

TO THE DIRECTOR OF THE OREGON WATER RESOURCES DEPARTMENT

Permit Holder: United States Bureau of Reclamation, Pacific Northwest Region
 71431 Permit S-54398

Application S-

Progress Report Form for 2020

Report Due no later than October 1, 2020
 DO NOT SUBMIT PRIOR TO 30 DAYS BEFORE DUE DATE

As authorized in ORS 690-315-0050(6), this progress report is required in order to ensure diligence is exercised in the development and perfection of Permit S-54398. FAILURE TO SUBMIT THIS REPORT WILL MOST LIKELY RESULT IN ANY FUTURE EXTENSION BEING DENIED.

| DATES | LIST ALL WORK ACCOMPLISHED and FINANCIAL INVESTMENTS For the period of time between January 2, 2015 and October 1, 2020 | FINANCIAL INVESTMENT |
|---------------------|--|----------------------|
| 1-2-2015 to current | Completion of mapping of acres as presented in the permit application have been input in to the G.I.S. system of the operating entity. | \$50,000 |
| | | |
| | | |
| | | |

2. Describe actions taken to comply with terms/conditions of the permit and/or previous extension.

Mapping of as presented in the application has been input into to the District's GIS system. Verification of the acres has begun.

3. Total number of acres irrigated to date : 1,753.9 (NA if not applicable)

4. Provide the maximum rate, or duty if applicable, of water diverted for beneficial use under this permit, if any, made to date.

Maximum rate used to date = 4.0 af/acre cfs (cubic feet per second)
 or
 Maximum rate used to date = _____ gpm (gallons per minute)
 or
 Acre Feet stored to date = 7015.6 AF

Report the rate in the same units of measurement as specified in the permit, being cfs (cubic feet per second), gpm (gallons per minute) or AF (acre-feet). Do not provide daily, monthly or annual water volume totals.

INCOMPLETE REPORTS WILL BE RETURNED. AN ANSWER IS REQUIRED IN EACH ITEM.

Signature RYAN ALCORN Digitally signed by RYAN ALCORN Date: 2025.10.21 16:13:57 -06'00' Date _____

Printed Name/Title Ryan Alcorn, Acting Area Manager, Snake River Area Office Bureau of Reclamation

For OWRD use only

Diligence Shown Yes No

Date Public Noticed: _____

Reviewed by: _____

Date: _____

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STATE OF OREGON
COUNTY OF MALHEUR

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PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

BUREAU OF RECLAMATION
1150 CURTIS ROAD, SUITE 100
BOISE, ID 83706-1234

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

APPLICATION FILE NUMBER: S-71431

SOURCE OF WATER: OWYHEE RESERVOIR, CONSTRUCTED UNDER PERMIT R-599, ON THE OWYHEE RIVER

PURPOSE OR USE: IRRIGATION OF 1679.5 ACRES AND SUPPLEMENTAL IRRIGATION OF 74.4 ACRES

MAXIMUM RATE/VOLUME ALLOWED: 7015.6 ACRE-FEET PER YEAR

PERIOD OF USE: APRIL 1 TO OCTOBER 15

DATE OF PRIORITY: MARCH 25, 1991

POINT OF DIVERSION LOCATION: NW 1/4 SW 1/4, SECTION 21, T22S, R45E, W.M.; 264 FEET SOUTH AND 495 FEET EAST FROM WEST 1/4 CORNER, SECTION 21

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

THE PLACE OF USE IS LOCATED AS FOLLOWS:

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|--|----------------|---------------------|
| NW 1/4 SW 1/4 | 3.9 ACRES | |
| SW 1/4 SW 1/4 | 2.0 ACRES | |
| SECTION 25 | | |
| TOWNSHIP 15 SOUTH, RANGE 46 EAST, W.M. | | |
| NE 1/4 NE 1/4 | | 14.8 ACRES |
| SECTION 31 | | |
| TOWNSHIP 15 SOUTH, RANGE 47 EAST, W.M. | | |
| NE 1/4 SE 1/4 | 4.2 ACRES | |
| SE 1/4 SE 1/4 | 4.0 ACRES | |
| SECTION 13 | | |
| TOWNSHIP 16 SOUTH, RANGE 46 EAST, W.M. | | |

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|---------------|----------------|---------------------|
| NW 1/4 SE 1/4 | 4.2 ACRES | |
| | SECTION 7 | |
| NW 1/4 NW 1/4 | 18.3 ACRES | |
| SW 1/4 NW 1/4 | 36.3 ACRES | |
| NW 1/4 SW 1/4 | 11.1 ACRES | |
| | SECTION 14 | |
| SE 1/4 NE 1/4 | 30.4 ACRES | |
| NE 1/4 SE 1/4 | 2.4 ACRES | |
| | SECTION 15 | |
| NE 1/4 SE 1/4 | 15.5 ACRES | |
| SE 1/4 SE 1/4 | 11.7 ACRES | |
| | SECTION 17 | |
| SW 1/4 NE 1/4 | 0.7 ACRE | |
| SW 1/4 NW 1/4 | 5.4 ACRES | |
| SE 1/4 NW 1/4 | 1.2 ACRES | |
| NE 1/4 SW 1/4 | 0.6 ACRE | |
| NW 1/4 SW 1/4 | 28.0 ACRES | |
| SW 1/4 SW 1/4 | 0.9 ACRE | |
| | SECTION 18 | |
| NE 1/4 NE 1/4 | 0.1 ACRE | |
| NW 1/4 NE 1/4 | 6.0 ACRES | |
| SW 1/4 NE 1/4 | 24.1 ACRES | |
| SE 1/4 NE 1/4 | 14.9 ACRES | |
| NE 1/4 NW 1/4 | 9.5 ACRES | |
| NW 1/4 NW 1/4 | 0.5 ACRE | |
| SE 1/4 NW 1/4 | 5.7 ACRES | |
| NE 1/4 SW 1/4 | 2.5 ACRES | |
| NW 1/4 SW 1/4 | 6.7 ACRES | |
| | SECTION 20 | |
| NE 1/4 NW 1/4 | 5.6 ACRES | |
| NW 1/4 NW 1/4 | 5.3 ACRES | |
| SW 1/4 NW 1/4 | 3.3 ACRES | |
| SE 1/4 NW 1/4 | 1.7 ACRES | |
| NE 1/4 SW 1/4 | 1.0 ACRE | |
| SW 1/4 SW 1/4 | 2.3 ACRES | |
| SE 1/4 SW 1/4 | 2.5 ACRES | |
| NE 1/4 SE 1/4 | 5.4 ACRES | |
| SW 1/4 SE 1/4 | 8.4 ACRES | |
| SE 1/4 SE 1/4 | 0.9 ACRE | |
| | SECTION 21 | |
| SW 1/4 NW 1/4 | 3.5 ACRES | |
| NE 1/4 SW 1/4 | 2.7 ACRES | |
| SE 1/4 SW 1/4 | 0.6 ACRE | |
| SW 1/4 SE 1/4 | 2.8 ACRES | |
| | SECTION 22 | |
| NW 1/4 NE 1/4 | 1.7 ACRES | |
| | SECTION 27 | |

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| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|---------------|--|---------------------|
| NW 1/4 NE 1/4 | 1.6 ACRES | |
| SW 1/4 SW 1/4 | 1.6 ACRES | |
| | SECTION 28 | |
| NE 1/4 NE 1/4 | 2.1 ACRES | |
| SE 1/4 NE 1/4 | 0.5 ACRE | |
| | SECTION 29 | |
| NE 1/4 NW 1/4 | 27.8 ACRES | |
| NW 1/4 NW 1/4 | 38.0 ACRES | |
| SW 1/4 NW 1/4 | 39.3 ACRES | |
| SE 1/4 NW 1/4 | 21.9 ACRES | |
| NE 1/4 SW 1/4 | 9.5 ACRES | |
| SE 1/4 SE 1/4 | 11.5 ACRES | |
| | SECTION 32 | |
| SE 1/4 NW 1/4 | 2.0 ACRES | |
| SW 1/4 SW 1/4 | 19.0 ACRES | |
| NE 1/4 SE 1/4 | 6.2 ACRES | |
| NW 1/4 SE 1/4 | 5.4 ACRES | |
| | SECTION 33 | |
| SE 1/4 NE 1/4 | 5.1 ACRES | |
| NE 1/4 NW 1/4 | 9.3 ACRES | |
| NW 1/4 NW 1/4 | 0.6 ACRE | |
| SW 1/4 NW 1/4 | 2.1 ACRES | |
| SE 1/4 NW 1/4 | 2.7 ACRES | |
| SE 1/4 SW 1/4 | 6.8 ACRES | |
| NE 1/4 SE 1/4 | 4.6 ACRES | |
| | SECTION 34 | |
| | TOWNSHIP 16 SOUTH, RANGE 47 EAST, W.M. | |
| NE 1/4 SE 1/4 | 18.5 ACRES | |
| | SECTION 12 | |
| NE 1/4 SW 1/4 | 9.5 ACRES | |
| NW 1/4 SW 1/4 | 0.5 ACRE | |
| SW 1/4 SW 1/4 | 14.0 ACRES | |
| SW 1/4 SE 1/4 | 12.6 ACRES | |
| | SECTION 13 | |
| SE 1/4 SE 1/4 | 8.0 ACRES | |
| | SECTION 14 | |
| SW 1/4 NE 1/4 | 3.7 ACRES | |
| NW 1/4 SE 1/4 | 2.3 ACRES | |
| | SECTION 23 | |
| NW 1/4 NE 1/4 | 1.5 ACRES | |
| SW 1/4 NE 1/4 | 5.0 ACRES | |
| SW 1/4 NW 1/4 | 5.2 ACRES | |
| NE 1/4 SW 1/4 | 3.0 ACRES | |
| SE 1/4 SW 1/4 | 0.8 ACRE | |
| NE 1/4 SE 1/4 | 14.2 ACRES | |
| NW 1/4 SE 1/4 | 14.8 ACRES | |
| | SECTION 24 | |

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| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|--|----------------|---------------------|
| SW 1/4 NE 1/4 | 1.3 ACRES | |
| NE 1/4 NW 1/4 | 1.9 ACRES | |
| NW 1/4 NW 1/4 | 1.0 ACRE | |
| NW 1/4 SW 1/4 | 0.8 ACRE | |
| SW 1/4 SW 1/4 | 1.3 ACRES | |
| | SECTION 25 | |
| SE 1/4 SE 1/4 | 1.7 ACRES | |
| | SECTION 26 | |
| NE 1/4 NE 1/4 | 5.0 ACRES | |
| NE 1/4 SW 1/4 | 3.5 ACRES | |
| SW 1/4 SE 1/4 | 3.2 ACRES | |
| | SECTION 35 | |
| TOWNSHIP 17 SOUTH, RANGE 46 EAST, W.M. | | |
| NW 1/4 NE 1/4 | 2.5 ACRES | |
| NE 1/4 NW 1/4 | 20.5 ACRES | |
| SW 1/4 SW 1/4 | 3.0 ACRES | |
| SE 1/4 SW 1/4 | 12.3 ACRES | |
| | SECTION 3 | |
| NE 1/4 NW 1/4 | 2.6 ACRES | |
| | SECTION 4 | |
| NE 1/4 NE 1/4 | 0.8 ACRE | |
| SE 1/4 NE 1/4 | 7.5 ACRES | |
| SW 1/4 SW 1/4 | 3.7 ACRES | |
| | SECTION 5 | |
| NE 1/4 NE 1/4 | 15.9 ACRES | |
| NE 1/4 SW 1/4 | 3.4 ACRES | |
| NW 1/4 SW 1/4 | 18.1 ACRES | |
| NE 1/4 SE 1/4 | 0.8 ACRE | |
| NW 1/4 SE 1/4 | 3.1 ACRES | |
| SE 1/4 SE 1/4 | 1.3 ACRES | |
| | SECTION 7 | |
| NE 1/4 SW 1/4 | 1.3 ACRES | |
| NW 1/4 SW 1/4 | 5.4 ACRES | |
| SW 1/4 SW 1/4 | 0.8 ACRE | |
| | SECTION 8 | |
| SE 1/4 NE 1/4 | 1.7 ACRES | |
| | SECTION 9 | |
| NW 1/4 NW 1/4 | 0.9 ACRE | |
| | SECTION 17 | |
| NW 1/4 NW 1/4 | 10.1 ACRES | |
| SW 1/4 NW 1/4 | 1.5 ACRES | |
| | SECTION 18 | |
| SE 1/4 NW 1/4 | 3.0 ACRES | |
| NE 1/4 SW 1/4 | 1.0 ACRE | |
| | SECTION 19 | |
| SW 1/4 NW 1/4 | 10.6 ACRES | |
| NW 1/4 SW 1/4 | 0.6 ACRE | |
| | SECTION 20 | |

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| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|--|----------------|---------------------|
| NW 1/4 NW 1/4 | 2.0 ACRES | |
| | SECTION 21 | |
| NE 1/4 NE 1/4 | 17.5 ACRES | |
| SE 1/4 NE 1/4 | 2.5 ACRES | |
| SW 1/4 SW 1/4 | 5.0 ACRES | |
| | SECTION 30 | |
| NW 1/4 NW 1/4 | 23.4 ACRES | |
| SW 1/4 NW 1/4 | | 28.6 ACRES |
| | SECTION 32 | |
| TOWNSHIP 17 SOUTH, RANGE 47 EAST, W.M. | | |
| NE 1/4 NE 1/4 | 0.8 ACRE | |
| | SECTION 7 | |
| NE 1/4 NE 1/4 | 2.4 ACRES | |
| SW 1/4 NE 1/4 | 0.7 ACRE | |
| NE 1/4 SE 1/4 | 4.8 ACRES | |
| | SECTION 8 | |
| NE 1/4 SW 1/4 | 2.6 ACRES | |
| | SECTION 9 | |
| SW 1/4 SE 1/4 | 20.8 ACRES | |
| | SECTION 10 | |
| SW 1/4 SW 1/4 | 12.0 ACRES | |
| | SECTION 11 | |
| NW 1/4 SW 1/4 | 12.4 ACRES | |
| | SECTION 12 | |
| NW 1/4 NW 1/4 | 5.6 ACRES | |
| | SECTION 14 | |
| SE 1/4 NW 1/4 | 5.0 ACRES | |
| | SECTION 15 | |
| NE 1/4 NW 1/4 | 1.0 ACRE | |
| | SECTION 16 | |
| TOWNSHIP 18 SOUTH, RANGE 45 EAST, W.M. | | |
| SE 1/4 NW 1/4 | 4.4 ACRES | |
| | SECTION 2 | |
| NE 1/4 SW 1/4 | 1.8 ACRES | |
| NW 1/4 SW 1/4 | 0.1 ACRE | |
| | SECTION 6 | |
| NW 1/4 NE 1/4 | 36.7 ACRES | |
| | SECTION 10 | |
| SW 1/4 SW 1/4 | 7.0 ACRES | |
| SE 1/4 SW 1/4 | 10.0 ACRES | |
| | SECTION 24 | |
| NE 1/4 SW 1/4 | | 10.9 ACRES |
| NW 1/4 SW 1/4 | | 3.4 ACRES |
| | SECTION 26 | |
| NW 1/4 NW 1/4 | 6.0 ACRES | |
| SE 1/4 NW 1/4 | 1.9 ACRES | |
| | SECTION 27 | |

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| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|--|----------------|---------------------|
| NW 1/4 NE 1/4 | 0.7 ACRES | |
| NE 1/4 NW 1/4 | 5.1 ACRES | |
| NW 1/4 NW 1/4 | 1.5 ACRES | |
| | SECTION 28 | |
| NE 1/4 NE 1/4 | 5.7 ACRES | |
| SW 1/4 NE 1/4 | 14.5 ACRES | |
| SE 1/4 NE 1/4 | 3.2 ACRES | |
| NW 1/4 SW 1/4 | 2.7 ACRES | |
| NE 1/4 SE 1/4 | 3.4 ACRES | |
| | SECTION 29 | |
| SW 1/4 NE 1/4 | 8.7 ACRES | |
| SE 1/4 NE 1/4 | 8.5 ACRES | |
| NW 1/4 SE 1/4 | 1.3 ACRES | |
| | SECTION 30 | |
| NE 1/4 NE 1/4 | 14.0 ACRES | |
| NW 1/4 NE 1/4 | 1.8 ACRES | |
| SE 1/4 NE 1/4 | 4.1 ACRES | |
| NW 1/4 SE 1/4 | 2.4 ACRES | |
| | SECTION 32 | |
| NW 1/4 SW 1/4 | 12.9 ACRES | |
| | SECTION 33 | |
| NW 1/4 NE 1/4 | 3.4 ACRES | |
| NW 1/4 NW 1/4 | 3.9 ACRES | |
| | SECTION 34 | |
| NW 1/4 NW 1/4 | 8.3 ACRES | |
| SW 1/4 NW 1/4 | 22.3 ACRES | |
| SE 1/4 NW 1/4 | 11.5 ACRES | |
| NE 1/4 SW 1/4 | 4.6 ACRES | |
| | SECTION 35 | |
| TOWNSHIP 18 SOUTH, RANGE 46 EAST, W.M. | | |
| SE 1/4 SW 1/4 | 4.7 ACRES | |
| SW 1/4 SE 1/4 | 1.7 ACRES | |
| | SECTION 13 | |
| NE 1/4 SW 1/4 | 3.0 ACRES | |
| SE 1/4 SW 1/4 | 5.1 ACRES | |
| NE 1/4 SE 1/4 | 1.5 ACRES | |
| NW 1/4 SE 1/4 | 1.8 ACRES | |
| SW 1/4 SE 1/4 | 9.2 ACRES | |
| SE 1/4 SE 1/4 | 6.4 ACRES | |
| | SECTION 14 | |
| SE 1/4 SW 1/4 | 16.1 ACRES | |
| NW 1/4 SE 1/4 | 4.8 ACRES | |
| SW 1/4 SE 1/4 | 32.3 ACRES | |
| SE 1/4 SE 1/4 | 4.6 ACRES | |
| | SECTION 15 | |

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| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|--|----------------|---------------------|
| NE 1/4 NW 1/4 | 4.0 ACRES | |
| NW 1/4 NW 1/4 | 6.5 ACRES | |
| SE 1/4 SE 1/4 | 6.1 ACRES | |
| | SECTION 23 | |
| NE 1/4 NE 1/4 | 0.7 ACRE | |
| NW 1/4 NE 1/4 | 1.2 ACRE | |
| SW 1/4 NE 1/4 | 3.1 ACRES | |
| NE 1/4 SW 1/4 | 3.0 ACRES | |
| | SECTION 24 | |
| SW 1/4 NW 1/4 | 5.4 ACRES | |
| SW 1/4 SW 1/4 | 1.3 ACRES | |
| | SECTION 25 | |
| SE 1/4 NE 1/4 | 9.8 ACRES | |
| NW 1/4 SE 1/4 | 2.3 ACRES | |
| SW 1/4 SE 1/4 | 2.0 ACRES | |
| | SECTION 26 | |
| SE 1/4 SE 1/4 | 3.5 ACRES | |
| | SECTION 27 | |
| NE 1/4 SW 1/4 | 6.1 ACRES | |
| SW 1/4 SW 1/4 | 2.7 ACRES | |
| | SECTION 34 | |
| SE 1/4 NE 1/4 | 8.9 ACRES | |
| NE 1/4 SE 1/4 | 6.0 ACRES | |
| | SECTION 35 | |
| NE 1/4 NW 1/4 | 5.7 ACRES | |
| NE 1/4 SW 1/4 | 3.8 ACRES | |
| | SECTION 36 | |
| TOWNSHIP 19 SOUTH, RANGE 46 EAST, W.M. | | |
| SE 1/4 NE 1/4 | 0.3 ACRE | |
| NE 1/4 SE 1/4 | 12.4 ACRES | |
| NW 1/4 SE 1/4 | 0.6 ACRE | |
| | SECTION 9 | |
| NW 1/4 SW 1/4 | 1.7 ACRES | |
| | SECTION 10 | |
| NW 1/4 SE 1/4 | 2.3 ACRES | |
| SW 1/4 SE 1/4 | 6.8 ACRES | |
| | SECTION 11 | |
| NE 1/4 SW 1/4 | 13.4 ACRES | |
| NW 1/4 SW 1/4 | 4.6 ACRES | |
| SW 1/4 SW 1/4 | 1.1 ACRES | |
| SE 1/4 SW 1/4 | 13.9 ACRES | |
| SW 1/4 SE 1/4 | 22.4 ACRES | |
| | SECTION 12 | |
| NE 1/4 NE 1/4 | 1.0 ACRE | |
| SW 1/4 SW 1/4 | 1.1 ACRES | |
| NE 1/4 SE 1/4 | 2.5 ACRES | |
| SE 1/4 SE 1/4 | 17.1 ACRES | |
| | SECTION 13 | |

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| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|--|----------------|---------------------|
| SW 1/4 NE 1/4 | 0.2 ACRE | |
| NE 1/4 SW 1/4 | 0.8 ACRE | |
| NW 1/4 SE 1/4 | 2.5 ACRES | |
| | SECTION 23 | |
| NE 1/4 NW 1/4 | 1.4 ACRES | |
| NW 1/4 SW 1/4 | 0.2 ACRE | |
| SW 1/4 SW 1/4 | 1.8 ACRES | |
| | SECTION 36 | |
| TOWNSHIP 20 SOUTH, RANGE 45 EAST, W.M. | | |
| NW 1/4 NE 1/4 | 4.0 ACRES | |
| | SECTION 3 | |
| SE 1/4 NE 1/4 | 1.6 ACRES | |
| NE 1/4 SE 1/4 | 6.0 ACRES | |
| | SECTION 5 | |
| SW 1/4 NE 1/4 | 1.6 ACRES | |
| NW 1/4 SE 1/4 | 1.9 ACRES | |
| | SECTION 7 | |
| NW 1/4 SW 1/4 | 7.9 ACRES | |
| SW 1/4 SW 1/4 | 11.7 ACRES | |
| | SECTION 9 | |
| SE 1/4 SE 1/4 | 0.6 ACRE | |
| | SECTION 15 | |
| NE 1/4 NW 1/4 | 6.1 ACRES | |
| NW 1/4 NW 1/4 | 4.2 ACRES | |
| NE 1/4 SW 1/4 | 2.6 ACRES | |
| SW 1/4 SE 1/4 | 5.9 ACRES | |
| | SECTION 18 | |
| NE 1/4 NE 1/4 | 1.0 ACRE | |
| | SECTION 22 | |
| NW 1/4 NE 1/4 | 5.4 ACRES | |
| | SECTION 24 | |
| NW 1/4 SE 1/4 | 3.2 ACRES | |
| | SECTION 29 | |
| SE 1/4 SW 1/4 | 26.0 ACRES | |
| | SECTION 32 | |
| TOWNSHIP 20 SOUTH, RANGE 46 EAST, W.M. | | |
| NW 1/4 SW 1/4 | 19.7 ACRES | |
| SW 1/4 SW 1/4 | 11.8 ACRES | |
| | SECTION 2 | |
| NE 1/4 NW 1/4 | 7.6 ACRES | |
| NW 1/4 NW 1/4 | 9.3 ACRES | |
| SW 1/4 NW 1/4 | 13.4 ACRES | |
| NW 1/4 SW 1/4 | 5.0 ACRES | |
| | SECTION 11 | |
| NE 1/4 NE 1/4 | 2.1 ACRES | |
| SE 1/4 NE 1/4 | 2.0 ACRES | |
| SW 1/4 SW 1/4 | 8.3 ACRES | |
| | SECTION 12 | |

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| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|--|----------------|---------------------|
| NW 1/4 NE 1/4 | 3.5 ACRES | |
| NE 1/4 NW 1/4 | 11.5 ACRES | |
| SE 1/4 NW 1/4 | 2.7 ACRES | |
| SECTION 14 | | |
| TOWNSHIP 21 SOUTH, RANGE 45 EAST, W.M. | | |
| NE 1/4 SE 1/4 | 8.0 ACRES | |
| SECTION 2 | | |
| SW 1/4 SW 1/4 | 5.3 ACRES | |
| SE 1/4 SW 1/4 | 1.2 ACRES | |
| SECTION 6 | | |
| NW 1/4 NW 1/4 | 1.2 ACRES | |
| NW 1/4 SE 1/4 | | 4.2 ACRES |
| SW 1/4 SE 2/4 | | 12.3 ACRES |
| SE 1/4 SE 1/4 | 5.8 ACRES | |
| SECTION 7 | | |
| SE 1/4 NE 1/4 | 2.2 ACRES | |
| NE 1/4 NW 1/4 | 0.6 ACRES | |
| SECTION 11 | | |
| NE 1/4 SW 1/4 | 11.3 ACRES | |
| NW 1/4 SW 1/4 | 1.2 ACRES | |
| NE 1/4 SE 1/4 | 1.5 ACRES | |
| NW 1/4 SE 1/4 | 7.4 ACRES | |
| SW 1/4 SE 1/4 | 1.5 ACRES | |
| SE 1/4 SE 1/4 | 4.0 ACRES | |
| SECTION 12 | | |
| NW 1/4 SE 1/4 | 8.4 ACRES | |
| SECTION 14 | | |
| NW 1/4 NE 1/4 | | 0.2 ACRE |
| SW 1/4 SW 1/4 | 6.7 ACRES | |
| SE 1/4 SW 1/4 | 3.7 ACRES | |
| SECTION 18 | | |
| NE 1/4 SW 1/4 | 23.8 ACRES | |
| NW 1/4 SW 1/4 | 5.0 ACRES | |
| SECTION 22 | | |
| TOWNSHIP 21 SOUTH, RANGE 46 EAST, W.M. | | |

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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.

This right is limited to any deficiency in the available supply of any prior right existing for the same land.

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 screens and by-pass devices are to be in place, functional and approved by an ODFW representative 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.

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Actual construction work shall begin within one year from permit issuance. Complete application of the water to the use shall be made on or before October 1, 2011. 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 May 24, 2007

Phillip C. Ward for

Phillip C. Ward, Director

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Application S-71431
Basin 11

Water Resources Department
Volume 1 OWYHEE R

PERMIT S-54398
District 9

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ANDERSON-PERRY & ASSOC.

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ATTORNEYS AT-LAW

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STEPHEN B. FONDA (1986-2008)
RETIRED

GARY K. KIYUNA
MICHAEL W. HORTON*
STEVEN FISHER*

106 MAIN STREET
P.O. Box 1585
NYSSA, OREGON 97913

TEL (541)372-2269
FAX 5413722848

*ADMITTED TO PRACTICE
IN IDAHO AND OREGON

June 1, 2011

Mike Posada
Anderson-Perry & Associates
P.O. Box 1107
La Grande, OR 97850

RE: Owyhee Irrigation District House Bill 3111 Water Right

Dear Mike:


As we discussed, the Water Resource Commission made findings in 1987 that fish screens are not required based upon ODFW's statements. Enclosed is a copy of the 1987 Order, specifically pages 589 and 590 of the Order.

On page 589 under Section 5(1)(b); reads that "ODFW has indicated that screening is not necessary to the existing intake to Tunnel No. 1 because the tunnel intake is at a depth below the strata of water normally utilized by fish within Owyhee Reservoir."

On page 590 under Section 2(a), reads that "...ODFW has indicated that screening is neither required or desirable."

This language should allow you to answer no to question number 9 on the Claim of Beneficial Use form. If you have any questions or concerns, please call me.

Very truly yours,


Michael W. Horton

MWH/kg

Encl.

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BEFORE THE WATER RESOURCES COMMISSION
OF THE
STATE OF OREGON

| | | |
|---------------------------------------|---|-----------------------|
| IN THE MATTER OF THE CONTESTED |) | |
| CASE HEARING FOR CONSIDERATION OF |) | PROJECT BACKGROUND, |
| PERMIT APPLICATION 62966 INVOLVING |) | FINDINGS OF FACT, |
| USE OF WATER FROM THE OWYHEE RIVER. |) | CONCLUSION OF LAW AND |
| FOR HYDROELECTRIC POWER (TUNNEL NO. 1 |) | ORDER |
| PROJECT) |) | |

Water Right Application 62966 for a permit for use of water from the Owyhee River and Owyhee Reservoir for hydroelectric power for the Tunnel No. 1 Project (the Project) has been submitted pursuant to ORS Chapter 537 to the Water Resources Commission (the Commission) by the Owyhee Project Oregon Irrigation Districts, namely the Owyhee Irrigation District, the Ontario-Nyssa Irrigation District, the Advancement Irrigation District, the Payette-Oregon Slope Irrigation District, the Bench Irrigation District, the Crystal Irrigation District, the Ridgeview Irrigation District and the Slide Irrigation District, referred to hereafter collectively as the Applicant. Applicant is comprised of Irrigation Districts organized under ORS Chapter 545.

PROJECT BACKGROUND

Application 62966 proposes the use of up to 1,760 cfs of water from Owyhee River and Owyhee Reservoir through Tunnel No. 1 which is the outlet from the Owyhee Reservoir to the irrigation canals of the Owyhee Irrigation Project. Owyhee Reservoir is an irrigation storage and flood control impoundment containing 1.12 million acre feet of Owyhee River water at full capacity. Owyhee Reservoir was created in 1932 upon completion of the Owyhee Dam. The supply of water to the proposed hydroelectric project utilizes the existing Owyhee Dam, reservoir, and controlling works for Tunnel No. 1, situated in Section 21, Township 22 South, Range 45 East, W.M. in Malheur County. The head for power generation will vary in relation to the fluctuation in the level of the Reservoir, which fluctuates a maximum of 80 feet.

The Project will operate on waters currently diverted and flowing through Tunnel No. 1 for irrigation purposes, with the possible production of additional electrical energy during the non-irrigation season in the event water is spilled through Tunnel No. 1 to the Owyhee River channel downstream for flood control or excess water discharge purposes. Estimated plant capacity is 8 megawatts, with an average annual energy output of 23.8 million kwh. The Project facilities include a 12' square reinforced concrete lined tunnel penstock, 95 feet in length, which will connect to Tunnel No. 1 at a point adjacent to Tunnel No. 1's controlling headworks, and the tailrace which will be 16.6 feet in diameter and 110 feet in length. The tailrace will

return the water diverted through the penstock to Tunnel No. 1 downstream from the controlling headworks. A transmission line approximately 3,000 feet in length will connect the powerhouse with an existing 69 kV line which is part of the reserve works of the Owyhee Irrigation Project. The 69 kV line is located approximately one-half mile from the powerhouse. The electrical energy will be transmitted by the 69 kV line to a point of interconnection with the Idaho Power Company system at the existing Dunaway interchange site approximately 4 miles southwest of Nyssa, Oregon. The Project is classified as a major project under OAR 690-51-020(2).

Pursuant to OAR 690-51-290(1), the Department conducted an investigation to determine the potential for cumulative impacts of the Project with other hydroelectric development in the Owyhee River Basin.

The Department found no reasonable potential for cumulative impacts. At its meeting on June 5, 1987, the Commission delegated authority to the Director to make the decision and issue the Order on the potential for cumulative impacts. By Order dated July 1, 1987, the Director found that the Project does not have the potential for cumulative impacts with other existing, approved, or pending hydroelectric projects in the Owyhee River Basin and a consolidated review is not required.

Pursuant to OAR 137-03-005, the Owyhee Ditch Company acting by and through William F. Schroeder, Attorney at Law, petitioned for and was granted party status "to allow petitioner opportunity to bring forth evidence in regard to the petitioners water rights and how such water rights and associated contracts may be adversely affected by the appropriation of water as proposed by Application 62966."

A notice of contested case hearing was issued by the Water Resources Department (the "Department") on July 23, 1987, and amended on August 5, 1987.

On September 9, 1987, at 9:30 a.m., the duly designated Hearings Supervisor, James W. Carver, Jr., convened a contested case hearing in Nyssa, Oregon. The applicant was represented by Burdette Pratt of the Law firm of Stunz, Fonda, Pratt, Nichols, Kiyunan and Okai, Nyssa, Oregon. The Owyhee Ditch Company was represented by William F. Schroeder of the Law firm of Schroeder, Hutchens and Sullivan, Vale, Oregon.

Subsequent to the hearing the intervenor Owyhee Ditch Company withdrew from party status and recommended approval of the project.

APPLICABLE STANDARDS

"To be approved, a project must meet the general and resource specific standards in OAR 690-51-270 to OAR 690-51-260. Economic and need for power standards in OAR 690-51-270 and 690-51-280 must be met as well." OAR 690-51-260.

The applicant must demonstrate on the record that all of these standards are met.

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As a result of the hearings held and the evidence and testimony given on the matter, the Commission makes the following:

FINDINGS OF FACT

1. All statements of fact contained in the Background description are hereby incorporated as findings of the Commission.
2. Protection of Designated Resource Areas and Special Management Areas (OAR 690-51-170). The Project would not affect any designated resource area or special management area.
3. Mitigation, No Net Loss (OAR 690-51-180).
 - (1)(a) All proposed mitigation is within the Project vicinity.
 - (b) Proposed mitigation measures, which are addressed in more detail in the relevant individual resource affected, are acceptable to the Commission
 - (c) All proposed mitigation measures shall be fully operational during construction and prior to commencement of Project operations.
 - (d) The collective benefits of the proposed mitigation measures will equal or exceed the collective adverse impacts on natural resources subject to mitigation so there will be no net loss to natural resources.
4. Water Resources (OAR 690-51-190)
 - (1) There is available water to provide for reasonable operation of the proposed Project. Existing irrigation flows, which have a maximum of 1,840 cfs, will be utilized during the irrigation season, which extends from April 1 to October 15. Possible excess stored water or flood control releases with a maximum of 1,100 cfs, which would otherwise be spilled at Owyhee Dam, will also be used when available during January through March. The application was amended at the hearing to include a request for a permit for water from the Owyhee River and flowing into the Owyhee Reservoir, as well as for the stored water initially applied for.
 - (2) The proposed use will not preclude or interfere with any existing rights or permits for the use of water. More than ample water will remain in the Owyhee Reservoir to fulfill all other existing water rights should the level of the Reservoir be reduced to the elevation of the outlet works from the Reservoir to Tunnel No. 1.
 - (3) The Project is consistent with the Malheur-Owyhee River Basin's Policy Program adopted by the Commission January 17, 1986.
 - (4) The Project would achieve the maximum economic development of the Tunnel No. 1 site, because it will efficiently utilize now wasted energy head of water flowing through Tunnel No. 1 for irrigation purposes or being wasted from Owyhee Reservoir as excess flood flows. There does not appear to be any other reasonably practical use of these waters for economic development purposes.

(5) The proposed Project is consistent with making the fullest practical use of the water flow of Tunnel No. 1 since all of the water which already flows through the Tunnel may be directed to the turbines and generator without loss of Tunnel capacity.

(6) The Project will not constitute wasteful, uneconomic, impracticable or unreasonable use of the water flowing through Tunnel No. 1 since the Project's size and plant factor achieves the highest output per unit installed cost, and the Project uses water already being diverted for irrigation purposes.

(7) The Project, including mitigation and enhancement measures, is consistent with conserving the highest use of the waters of the state for beneficial purposes.

(8) The proposed Project is consistent with controlling the waters of the state for drainage, sanitation, flood control and other beneficial purposes since it will not affect these uses.

(9) Construction and operation of the proposed Project will comply with the water quality standards established by the Department of Environmental Quality since the Project will merely add power generating facilities to a long established irrigation water delivery system. The Department of Environmental Quality has waived the requirement for water quality standards compliance certification.

5. Fish Resources (OAR 690-51-200).

(1) Fish Resources in General

(a) The Project is a modification of an existing facility, Tunnel No. 1, which is an integral part of the existing irrigation system, and will not have significant adverse impact on fish populations.

(b) No additional water will be used by the Project which is not already used for irrigation or flood control, nor will any additional fish enter Tunnel No. 1 as a result of the Project. The Project will not interfere with upstream or downstream passage of fish in the project vicinity. ODFW has indicated that screening is not necessary to the existing intake to Tunnel No. 1 because the tunnel intake is at a depth below the strata of water normally utilized by fish within Owyhee Reservoir.

(c) Fish do not normally utilize Tunnel No. 1 for spawning, rearing or habitat. The Project facilities and operations will have no adverse impacts on the spawning, rearing or habitat areas necessary to maintain the levels and existing diversity of fish species in the Project areas.

(d) There are no unavoidable adverse impacts on fish or fish management programs. There is a small cold water trout fishery resource in the Owyhee River between Owyhee Dam and the Owyhee Siphon. This fishery is supplemented annually by ODFW, much in the manner of a put-and-take fishery. Few of these trout survive the winter or the dewatering of stretches of the river below the dam in the summer. However, the trout resource and ODFW have become somewhat dependent on the occasional non-irrigation winter releases and the return flows from the Owyhee Dam project. In order to avoid any adverse impacts the Tunnel No. 1 project may have on the trout population, the Applicant has proposed the following mitigative measures in the Project vicinity:

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Note:

(i) Operation of the Tunnel No. 1 Power Plant outside the irrigation season will occur only when the Owyhee Dam generating facility is operating at 100% utilizing its full 240 cfs maximum plant capacity, and water remains available over and above that 240 cfs, thus maintaining flows beneficial to the trout population.

(ii) Energy dissipators will be installed at the Owyhee Siphon, the return point of non-irrigation spill flows into the Owyhee River, in order to minimize potential turbidity and stream bank disruption caused by discharge of these pressurized flows. The stream channel will also be rip-rapped in this area. All work in the stream bank will be performed during the low flow, non-irrigation season, and will be completed prior to commencement of operations of Tunnel No. 1 for non-irrigation spill flows.

(iii) Ramping rates for any spill outside of the normal irrigation season shall be no greater than 9 inches per hour.

(d) Any potential unavoidable adverse impacts on fish or fish management programs will be mitigated.

(e) Project construction will involve no instream construction. Land clearing activities shall be done in such a way as to minimize erosion and increases in turbidity and sedimentation, and shall include emplacement of silt fences, straw bales, etc. All work on the stream bank will be done during non-irrigation, low-flow periods so as to avoid possible adverse impacts on the trout population between the Dam and the Siphon.

(f) All protective measures will be fully functional when the project commences operations.

(g) The Project is consistent with ODFW management programs in force.

(2) Wild Game Fish

(a) There are no wild game fish inhabiting or migrating through Tunnel No. 1. There are, however, several species of wild game fish, such as small and large mouth bass, black crappie and channel catfish, which do inhabit Owyhee Reservoir. These populations inhabit the top 20' of the Reservoir due to the warm water temperatures and abundant food supply not found in the lower levels of the Reservoir. The existing intake to Tunnel No. 1 is at 80' below the Reservoir surface. An insignificant number of these warm water species are occasionally drawn through Tunnel No. 1 during irrigation withdrawals. However, ODFW has indicated that screening is neither required or desirable.

(b),(f) There are no mitigation measures required to protect these wild fish populations.

(c) There will be no net loss to any individual species of wild game fish.

(d) The Project will not result in the conversion of any wild game fish population and fishery to a hatchery dependent resource. The cold water trout population below the Dam are now and have for some time been hatchery-supplemented by out planting 20-40,000 fingerlings annually. There will be no impact on this hatchery-dependent fishery resource other than as already described above.

(e) The Project is consistent with ODFW management plans and programs in force for the Project area.

(3) 690-51-200 (3) is not applicable as there are no salmon and steelhead fish or habitat in the Project area.

(4) The Project complies with all requirements of the Northwest Power Planning Council's (NPPC) Columbia River Basin fish and Wildlife Program. NPPC has certified that it has no concerns about this Project.

6. Wildlife (OAR 690-51-210)

(1) The location, design, construction and operation of the proposed Project will not jeopardize the continued existence of any animal species which have been designated or officially proposed as threatened or endangered pursuant to the Endangered Species Act of 1973 or the Oregon Natural Heritage Data Base or the Oregon Fish and Wildlife Commission.

(2) The location, design, construction and operation of the Project facilities will minimize any possible effects on wildlife habitat, nesting and wintering grounds, and wildlife migratory routes.

(3) Project construction methods and scheduling will minimize any possible disruption of wildlife and avoid premature or unnecessary land clearing in the Project vicinity.

(4) No mitigation for wildlife habitat is required.

(5) The Project is consistent with the applicable ODFW management programs.

(6) The Project is consistent with the provisions of NPPC's Columbia River Basin Fish and Wildlife Program, and NPPC has certified it has no concerns about the Project.

7. Plant Life (OAR 690-51-220)

The location, design, construction or operation of the proposed Project will not jeopardize the continued existence of any plant species designated as threatened, endangered or limited by the USFWS or the Oregon Heritage Data Base.

8. Recreation (OAR 690-51-230)

(1) There are no existing recreation facilities, activities or opportunities located within the Project boundary except those which presently exist in Lake Owyhee. The Project will not in any way change the recreational facilities and activities conducted in Lake Owyhee. The project will not result in a net loss of any recreation opportunities.

(2) The proposed Project will not reduce the abundance or variety of any recreational facilities or opportunities.

(3) There are no adverse impacts on nonwater-dependent recreation facilities, activities or opportunities and therefore, no mitigation is required.

(4) There are no unique, unusual or distinct natural features which might be affected by the Project.

(5) There will be no impact on any water-dependent recreational opportunities in the Project vicinity and therefore, no mitigation is required.

(6) There are no adverse impacts on any of the items set forth in OAR 690-51-230(7)

9. Historical, Cultural and Archaeological Resources (OAR 690-51-240)

The Project will not result in significant adverse impacts on any historic district, site, building, structure or object in or eligible for inclusion in the National Register of Historic Places. The Applicant proposes to comply with state laws relating to protection of Indian cultural materials that may be encountered during construction and that any necessary mitigation would be in conformance with professional standards. The Applicant has consulted with all appropriate agencies and tribes.

10. Land Resources (OAR 690-51-250)

(1)-(4) There have been no prime farmlands, forestlands, wetlands, scenic or aesthetic resources identified in the Project vicinity and therefore, there would be no impact on such resources and no mitigation is applicable.

(5) The Project features will for the most part be underground. Those above ground will be located to blend with the adjacent topography.

(6) Mechanical noise caused by the Project will not exceed applicable noise standards.

(7) The Project will not disturb fragile or unstable soils or cause soil erosion.

(8) There are no natural features or geological communities identified by the Oregon Natural Heritage Data Base as being threatened or endangered in the Project vicinity.

(9) & (10) No geologically unstable areas have been identified in the Project vicinity and the Project design includes appropriate safeguards to insure protection from geological disturbances or other naturally occurring conditions or hazards.

11. Land Use (OAR 690-51-260)

Malheur County has declined to assert any jurisdiction over the Project and has no objections thereto.

12. Economics (OAR 690-51-270)

The Applicant has demonstrated it has the financial resources to cover the estimated construction, maintenance, operating, mitigation and compensation costs.

13. Need for Power (OAR 690-51-280)

The Commission finds there is a need for Project power based upon the existence of a Power Purchase Agreement dated May, 1985, between the Applicants and Idaho Power Company.

CONCLUSIONS OF LAW

The proposed Project satisfies all standards in OAR Division 51.

ORDER

Now, therefore, it is ORDERED that Application 62966 in the name of the Applicants for a permit to appropriate not to exceed 1760 cubic feet per second of water from Owyhee River under a date of priority of September 9, 1987, and from stored water in Owyhee Reservoir under a date of priority of July 21, 1986, for generation of hydroelectric power by means of the Tunnel No. 1 Project, as amended, be and the same is hereby approved subject to the following terms and conditions:

1. Ramping rates at the Tunnel No. 1 project will be no greater than 9 inches per hour.
2. The Tunnel No. 1 project will not be operated during the non-irrigation season until the Owyhee Dam power plant is running at 100% capacity and returning 240 cfs into the Owyhee River.
3. Energy dissipators and stream bank rip-rap will be placed at the Owyhee return Siphon.
4. All stream bank work will be performed during the low-flow, non-irrigation season.
5. All other proposed mitigation or resource protective measures will be operational during construction or prior to commencement of operations, as appropriate.

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Dated and signed at Salem, Oregon, this 18th day of November, 1987.

WATER RESOURCES COMMISSION

By: William H. Young
William H. Young
Director

NOTICE: You are entitled to judicial review of this order. Judicial review may be obtained by filing a petition for review within 60 days from the service (date of mailing) of this order. Judicial review is pursuant to the provisions of ORS 5326.075 and 183.482.

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Oregon Water Resources Department
Water Right Services Division

Water Rights Application
Number S-71431

FINAL ORDER

Extension of Time for Permit Number S-54398
Permit Holder: United States Bureau of Reclamation, Pacific Northwest Region

Permit Information

| | |
|-------------------|--|
| Application: | S-71431 |
| Permit: | S-54398 |
| Basin: | 11 – Owyhee / Watermaster District 9 |
| Date of Priority: | March 25, 1991 |
| Source of Water: | Owyhee Reservoir, constructed under Permit R-599, on Owyhee River |
| Purpose of Use: | Irrigation of 1679.5 acres and supplemental irrigation of 74.4 acres |
| Maximum Volume: | 7015.6 acre-feet (AF) per year |

This Extension of Time request is being processed in accordance with Oregon Revised Statute 537.230 and 539.010(5), and Oregon Administrative Rule Chapter 690, Division 315

Appeal Rights

This final order is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075 and OAR 137-003-0675, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

Application History

Permit S-54398 was issued by the Department on May 24, 2007. The permit called for actual construction to begin by May 24, 2008 and complete application of water to beneficial use by October 1, 2011. On January 2, 2015, United States Bureau of Reclamation, Pacific Northwest

Region submitted to the Department an Application for Extension of Time for Permit S-54398. In accordance with OAR 690-315-0050(2), on February 10, 2015, the Department issued a Proposed Final Order proposing to extend the time to apply water to full beneficial use from October 1, 2011 to October 30, 2024. The protest period closed March 27, 2015, in accordance with OAR 690-315-0060(1). No protest was filed.

FINDINGS OF FACT

The Department adopts and incorporates by reference the findings in the Proposed Final Order dated February 10, 2015.

At time of issuance of the Proposed Final Order the Department concluded that, based on the factors demonstrated by the applicant, the permit may be extended subject to the following conditions:

CONDITIONS

1. Checkpoint Condition

The permit holder must submit a completed Progress Report Form to the Department by **October 1, 2020**. *A form is enclosed with this Final Order.*

(a) At each checkpoint, the permit holder shall submit and the Department shall review evidence of the permit holder's diligence towards completion of the project and compliance with terms and conditions of the permit and extension. If, after this review, the Department determines the permit holder has not been diligent in developing and perfecting the water use permit, or complied with all terms and conditions, the Department shall modify or further condition the permit or extension to ensure future compliance, or begin cancellation proceedings on the undeveloped portion of the permit pursuant to ORS 537.260 or 537.410, or require submission of a final proof survey pursuant to ORS 537.250;

(b) The Department shall provide notice of receipt of progress reports in its weekly notice and shall allow a 30 day comment period for each report. The Department shall provide notice of its determination to anyone who submitted comments.

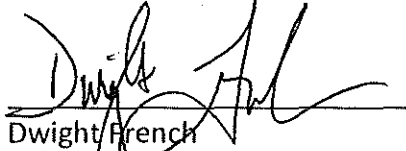
CONCLUSION OF LAW

The applicant has demonstrated good cause for the permit extension pursuant to ORS 537.230, 539.010(5) and OAR 690-315-0040(2).

ORDER

The extension of time for Application S-71431, Permit S-54398, therefore, is approved subject to conditions contained herein. The deadline for applying water to full beneficial use within the terms and conditions of the permit is extended from October 1, 2011 to October 30, 2024.

DATED: April 10, 2015



Dwight French
Water Right Services Division Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department

-
- If you have any questions about statements contained in this document, please contact Permit Extension Specialist at (503) 986-0802.
 - If you have other questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at (503) 986-0900
-

Mailing List for Extension FO Copies

FO Date: April 10, 2015

Copies Mailed

Application: S-71431

By: KF

Permit: S-54398

On: 4/10/15

Original mailed to permit holder

United States Bureau of Reclamation, Pacific Northwest Region
Attention: Jerrold D Greg, Manager, Snake River Area Office
1150 Curtis Road, Suite 100
Boise, ID 83706

Copies sent to:

1. WRD - App. File S-71431/ Permit S-54398

Fee paid as specified under ORS 536.050 to receive copy:

2. None

Receiving notification via e-mail FO available in WRIS for review
(DONE BY EXTENSION SPECIALIST)

3. WRD - Watermaster District 9, Ron Jacobs

If Progress Reports are included:

(DONE BY EXTENSION SPECIALIST)

Add record to Progress Report tracking sheet.xls Done: by CP Date 4-9-15

CASEWORKER: MAB

Oregon Water Resources Department
Water Right Services Division

PROPOSED FINAL ORDER

In the Matter of the Application for an Extension of Time for Permit S-54398, Water Right Application S-71431, in the name of United States Bureau of Reclamation, Pacific Northwest Region.

Permit Information

| | |
|-------------------|--|
| Application: | S-71431 |
| Permit: | S-54398 |
| Basin: | 11 – Owyhee / Watermaster District 9 |
| Date of Priority: | March 25, 1991 |
| Source of Water: | Owyhee Reservoir, constructed under Permit R-599, on Owyhee River |
| Purpose of Use: | Irrigation of 1679.5 acres and supplemental irrigation of 74.4 acres |
| Maximum Volume: | 7015.6 acre-feet (AF) per year |

*****Please read this Proposed Final Order in its entirety as it may contain additional conditions not included in the original permit*****

In summary, the Department proposes to:

- Grant an extension of time to apply water to full beneficial use from October 1, 2011 to October 30, 2024.¹
- Make the extension subject to certain conditions set forth below.

This Extension of Time request is being processed in accordance with Oregon Revised Statute

¹ Pursuant to ORS 537.230(4), upon the completion of beneficial use of water allowed under the permit, the permit holder shall hire a certified water rights examiner to survey the appropriation. Within one year after the complete application of water to a beneficial use (or by the date allowed for the complete application of water to a beneficial use), the permit holder shall submit a map of the survey and the claim of beneficial use.

537.230 and 539.010(5), and Oregon Administrative Rule Chapter 690, Division 315

ACRONYM QUICK REFERENCE

Department – Oregon Water Resources Department

PFO – Proposed Final Order

cfs – cubic feet per second

gpm – gallons per minute

AF – acre-feet

AUTHORITY

Generally, see **ORS 537.230** and **OAR Chapter 690 Division 315**.

ORS 537.230(3) provides in pertinent part that the Oregon Water Resources Department (Department) may, for good cause shown, order an extension of time within which irrigation or other works shall be completed or the right perfected. In determining the extension, the Department shall give due weight to the considerations described under **ORS 539.010(5)** and to whether other governmental requirements relating to the project have significantly delayed completion of construction or perfection of the right.

ORS 539.010(5) provides in pertinent part that the Water Resources Director, for good cause shown, may extend the time within which the full amount of the water appropriated shall be applied to a beneficial use. This statute instructs the Director to consider: the cost of the appropriation and application of the water to a beneficial purpose; the good faith of the appropriator; the market for water or power to be supplied; the present demands therefore; and the income or use that may be required to provide fair and reasonable returns upon the investment.

OAR 690-315-0040 provides in pertinent part that the Water Resources Department shall make findings to determine if an extension of time may be approved to complete construction and/or apply water to full beneficial use.

OAR 690-315-0050(6) requires the Department, for extensions exceeding five years, to establish checkpoints to determine if diligence is being exercised in the development and perfection of the water use permit. Intervals between checkpoints will not exceed five year periods.

FINDINGS OF FACT

Background

1. Permit S-54398 was granted by the Department on May 24, 2007. The permit authorizes the use of up to 7015.6 AF of water in from the Owyhee Reservoir, for irrigation of 1679.5 acres and supplemental irrigation of 74.4 acres. The permit specified actual construction was to begin by May 24, 2008, and complete application of water was to be made on or before October 1, 2011.
2. The permit holder, Jerrold D. Gregg, manager of US Bureau of Reclamation, Pacific

Northwest Region submitted an "Application for Extension of Time" to the Department on January 2, 2015, requesting the time to apply water to full beneficial use under the terms of Permit S-54398 be extended from October 1, 2011 to October 30, 2024. This is the first permit extension requested for Permit S-54398.

3. Notification of the Application for Extension of Time for Permit S-54398 was published in the Department's Public Notice dated January 6, 2015. No public comments were received regarding the extension application.

Review Criteria [OAR 690-315-0040]

The time limits to complete construction and/or apply water to full beneficial use may be extended if the Department finds that the permit holder has met the requirements set forth under OAR 690-315-0040. This determination shall consider the applicable requirements of ORS 537.230², 537.248³ and/or 539.010(5)⁴.

Complete Extension of Time Application [OAR 690-315-0040(1)(a)]

4. On January 2, 2015, the Department received a completed Application for Extension of Time and the fee specified in ORS 536.050 from the permit holder.

Start of Construction [OAR 690-315-0040(1)(b) and 690-315-0040(5)]

5. Actual construction of the water system began prior to the May 24, 2008 deadline specified in the permit. Actual construction began in 1928.

Duration of Extension [OAR 690-315-0040(1)(c)]

Under OAR 690-315-0040(1)(c), in order to approve an extension of time for water use permits the Department must find that the time requested is reasonable and the applicant can complete the project within the time requested.

6. As of January 2, 2015, the remaining work to be completed consists of verifying water use by conducting on the ground inspections and aerial surveys to confirm place of use applying water to full beneficial use.
7. Given the amount of development left to occur, the Department has determined that the permit holder's request to have until October 30, 2024, to accomplish the application of water to beneficial use under the terms and conditions of Permit S-54398 is both reasonable and necessary.

Good Cause [OAR 690-315-0040(1)(d)]

The Department's determination of good cause shall consider the requirements set forth under OAR 690-315-0040(2).

Reasonable Diligence of the Appropriator [OAR 690-315-0040(2)(a)]

The Department's determination of reasonable diligence shall consider the requirements set

²ORS 537.230 applies to surface water permits only.

³ORS 537.248 applies to reservoir permits only.

⁴ORS 539.010(5) applies to surface water and ground water permits.

forth under OAR 690-315-0040(3)(a-d). In accordance with OAR 690-315-0040(3), the Department shall consider, but is not limited to, the following factors when determining whether the applicant has demonstrated reasonable diligence in previous performance under the permit:

Amount of Construction [OAR 690-315-0040(3)(a)]

8. Work was accomplished within the time allowed in the permit or previous extension as follows:
 - a. Construction of the water system began prior to the May 24, 2008 deadline specified in the permit. Between 1928 and 1935 Owyhee Dam, North Canal, and laterals were constructed.
 - b. Work was completed during the original development time frame under Permit S-54398.

Beneficial Use of Water [OAR 690-315-0040(3)(b)]

9. According to the water user a maximum volume of 7015.6 AF of water has been diverted for irrigation of 1679.5 acres and supplemental irrigation of 74.4.

Compliance with Conditions [OAR 690-315-0040(3)(c)]

10. The water right permit holder's conformance with the permit or previous extension conditions.
 - a. The Department has considered the permit holder's compliance with conditions, and did not identify any concerns. The record does show the permit holder has installed a meter and submitted the annual water use records. The permit holder obtained written documentation, dated November 18, 1987 Special volume 41, page 593 that a fish passage or diversion screening for Permit S-54398 is not required.

Financial Investments to appropriate and Apply Water to a Beneficial Purpose [OAR 690-315-0040(2)(b),(3)(d),(4)(d)]

11. As of January 2, 2015, the permit holder invested approximately \$20,000,000, which is about 99 percent of the total projected cost for complete development of this project. The permit holder anticipates an additional \$11,275 investment is needed for the completion of this project.

Good Faith of the Appropriator [OAR 690-315-0040(2)(c)]

12. The Department has found good faith of the appropriator under Permit S-54398.

The Market and Present Demands for Water [OAR 690-315-0040(2)(d-e)]

The Department's determinations of market and present demand for water or power to be supplied shall consider the requirements set forth under OAR 690-315-0040(4)(a-f). In accordance with OAR 690-315-0040(4), the Department shall consider, but is not limited to, the following factors when determining the market and the present demand for water or power to be supplied:

13. The amount of water available to satisfy other affected water rights and scenic waterway flows; special water use designations established since permit issuance, including but not limited to state scenic waterways, federal wild and scenic rivers, serious water management problem areas or water quality limited sources established under 33 U.S.C. 1313(d); or the habitat needs of sensitive, threatened or endangered species, in consultation with the Oregon Department of Fish and Wildlife [OAR 690-315-0040(4)(a-c)].
 - a. The amount of water available to satisfy other affected water rights and scenic waterway flows was determined at the time of issuance of Permit S-54398; furthermore, water availability for other affected water rights and scenic waterway flows after the permit was issued is determined when an application for a new water right is submitted. The point of diversion is located on Owyhee Reservoir, and is not located within a Withdrawn Area. The Owyhee Reservoir is not located within or above a state or federal scenic waterway, however, it is located within an area ranked "highest" for stream flow restoration needs as determined by the Department in consultation with the Oregon Department of Fish and Wildlife, and is located within a Sensitive, Threatened or Endangered Fish Species Area as identified by the Department in consultation with Oregon Department of Fish and Wildlife. The point of diversion is in a location listed by the Department of Environmental Quality as a water quality limited stream.
14. Other economic interests dependent on completion of the project [OAR 690-315-0040(4)(e)].
 - a. None have been identified.
15. Other factors relevant to the determination of the market and present demand for water and power [OAR 690-315-0040(4)(f)].
 - a. None have been identified.
16. OAR 690-315-0050(6) requires the Department to place a checkpoint condition on this extension of time in order to ensure diligence is exercised in the development and perfection of the water use permit. A "Checkpoint Condition" is specified under Item 1 of the "Conditions" section of this PFO to meet this condition.

Fair Return Upon Investment [OAR 690-315-0040(2)(f)]

17. Use and income from the permitted water development will likely result in reasonable returns upon the investment made to date.

Other Governmental Requirements [OAR 690-315-0040(2)(g)]

18. Delay in the development of this project was not caused by any other governmental requirements.

Unforeseen Events [OAR 690-315-0040(2)(h)]

19. None have been identified.

CONCLUSIONS OF LAW

1. The applicant is entitled to apply for an extension of time to complete construction and/or completely apply water to the full beneficial use pursuant to ORS 537.230(3).
2. The applicant has submitted a complete extension application form and the fee specified in ORS 536.050, as required by OAR 690-315-0040(1)(a).
3. The applicant complied with begin actual construction timeline requirements pursuant to ORS 537.230 as required by OAR 690-315-0040(1)(b) and OAR 690-315-0040(5).
4. Full application of water to beneficial use can be accomplished by October 30, 2024⁵, as required by OAR 690-315-0040(1)(c).
5. The Department has considered the reasonable diligence and good faith of the appropriator, the cost to appropriate and apply water to a beneficial purpose, the market and present demands for water to be supplied, the financial investment made and fair and reasonable return upon the investment, the requirements of other governmental agencies, and unforeseen events over which the permit holder had no control, whether denial of the extension will result in undue hardship to the applicant and whether there are no other reasonable alternatives for meeting water use needs, any other factors relevant to a determination of good cause, and has determined that the applicant has shown that good cause exists for an extension of time to apply water to full beneficial use pursuant to OAR 690-315-0040(1)(d).
6. As required by OAR 690-315-0050(6) and as described in Finding 16, above, the Department has established, as specified in the "Conditions" section of this PFO (Item 1), progress checkpoints in order to ensure future diligence is exercised in the development and perfection of Permit S-54398.

Continued on the following page

⁵Pursuant to ORS 537.230(3), upon the completion of beneficial use of water allowed under the permit, the permittee shall hire a certified water rights examiner to survey the appropriation. Within one year after the complete application of water to a beneficial use (or by the date allowed for the complete application of water to a beneficial use), the permittee shall submit a map of the survey and a new or revised claim of beneficial use as deemed appropriate by the Department.

PROPOSED ORDER

Based upon the foregoing Findings of Fact and Conclusions of Law, the Department proposes to issue an order to:

Extend the time to apply water to beneficial use under Permit S-54398 from October 1, 2011 to October 30, 2024.

Subject to the following conditions:

CONDITIONS

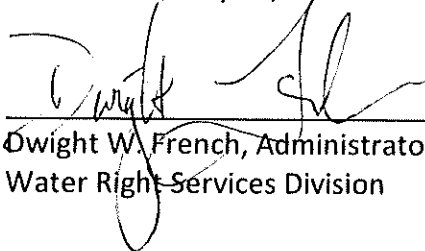
1. **Checkpoint Condition**

The permit holder must submit a completed Progress Report Form to the Department by **October 1, 2020**. *A form will be enclosed with your Final Order.*

(a) At each checkpoint, the permit holder shall submit and the Department shall review evidence of the permit holder's diligence towards completion of the project and compliance with terms and conditions of the permit and extension. If, after this review, the Department determines the permit holder has not been diligent in developing and perfecting the water use permit, or complied with all terms and conditions, the Department shall modify or further condition the permit or extension to ensure future compliance, or begin cancellation proceedings on the undeveloped portion of the permit pursuant to ORS 537.260 or 537.410, or require submission of a final proof survey pursuant to ORS 537.250;

(b) The Department shall provide notice of receipt of progress reports in its weekly notice and shall allow a 30 day comment period for each report. The Department shall provide notice of its determination to anyone who submitted comments.

DATED: February 10, 2015



Dwight W. French, Administrator
Water Right Services Division

*If you have any questions,
please check the information
box on the last page for the
appropriate names and
phone numbers.*

Proposed Final Order Hearing Rights

1. Under the provisions of OAR 690-315-0100(1) and 690-315-0060, the applicant or any other person adversely affected or aggrieved by the proposed final order may submit a written protest to the proposed final order. The written protest must be received by the Water Resources Department no later than **March 27, 2015**, being 45 days from the date of publication of the proposed final order in the Department's weekly notice.
2. A written protest shall include:
 - a. The name, address and telephone number of the petitioner;
 - b. A description of the petitioner's interest in the proposed final order and if the protestant claims to represent the public interest, a precise statement of the public interest represented;
 - c. A detailed description of how the action proposed in the proposed final order would adversely affect or aggrieve the petitioner's interest;
 - d. A detailed description of how the proposed final order is in error or deficient and how to correct the alleged error or deficiency;
 - e. Any citation of legal authority supporting the petitioner, if known;
 - f. Proof of service of the protest upon the water right permit holder, if petitioner is other than the water right permit holder; and
 - g. The applicant or non-applicant protest fee required under ORS 536.050.
3. Within 60 days after the close of the period for requesting a contested case hearing, the Director shall:
 - a. Issue a final order on the extension request; or
 - b. Schedule a contested case hearing if a protest has been submitted, and:
 - 1) Upon review of the issues, the Director finds there are significant disputes related to the proposed agency action; or
 - 2) The applicant submits a written request for a contested case hearing within 30 days after the close of the period for submitting protests.

NOTICE TO ACTIVE DUTY SERVICEMEMBERS: Active Duty servicemembers have a right to stay these proceedings under federal Servicemembers Civil Relief Act. For more information contact the Oregon State Bar at 800-452-8260, the Oregon Military Department at 800-452-7500 or the nearest United States Armed Forces Legal Assistance Office through <http://legalassistance.law.of.mil>

-
- If you have any questions about statements contained in this document, please contact Mabelle Bamberger at (503) 986-0802.
 - If you have questions about how to file a protest or if you have previously filed a protest and you want to know the status, please contact Patricia McCarty at 503-986-0820.
 - If you have any questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at 503-986-0801.
 - Address any correspondence to : Water Right Services Division
 725 Summer St NE, Suite A
Fax: 503-986-0901 Salem, OR 97301-1266
-

Mailing List for Extension PFO Copies

PFO Date: February 10, 2015

Copies Mailed

Application: S-71431

By: KF

Permit: S-54398

On: 2/10/2015

Original mailed to Applicant:

United States Bureau of Reclamation, Pacific Northwest Region
Attention: Jerrold D Greg, Manager, Snake River Area Office
1150 Curtis Road, Suite 100
Boise, ID 83706

Copies sent to:

1. WRD - App. File S-71431/ Permit S-54398

Fee paid as specified under ORS 536.050 to receive copy:

2. None

Receiving via e-mail (10 AM Tuesday of signature date)

(DONE BY EXTENSION SPECIALIST)

3. WRD - Watermaster District 9, Ron Jacobs

CASEWORKER: MAB

Application # S-71431 Permit # S-54398

Public Notice Route Slip ... New Application Extension of Time
per Division 315 Rules... (Extensions received on July 1, 2001 or after)

◆ **WRIG...**

Money Received on: _____

RECEIVED

◆ **Extension Specialist...**

JAN 02 2015

Added to tracking spreadsheet

OWRD

After fee is receipted and app is added to spreadsheet, route to...

◆ **Codi Holmes...**

Publish on Public Notice (initial 30-day comment): Date of notice 1/6/15

Update WRIS Database

In the "PNotice Date" field... Enter the date the Extension Application was published on the Public Notice.

In the "Ext Filed" field... Enter the date the Extension Application was received.

Yes or No: Return file to Extension Specialist after PN Corey Courchane

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172
(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # **114477**

INVOICE # _____

RECEIVED FROM: Owyhee Irrigation District
BY: _____

| | |
|-------------|--------------|
| APPLICATION | <u>71431</u> |
| PERMIT | |
| TRANSFER | |

CASH: CHECK:# 11344 OTHER: (IDENTIFY) _____

TOTAL REC'D \$ 575.00

1083 TREASURY 4170 WRD MISC CASH ACCT

| | | |
|-------|-----------------------------|----|
| 0407 | COPIES | \$ |
| _____ | OTHER: (IDENTIFY) _____ | \$ |
| 0243 | I/S Lease _____ | |
| 0244 | Muni Water Mgmt. Plan _____ | |
| 0245 | Cons. Water _____ | |

4270 WRD OPERATING ACCT

| | | | |
|--------------------------|--------------------------------|----------|---------------|
| MISCELLANEOUS | | | |
| 0407 | COPY & TAPE FEES | \$ | |
| 0410 | RESEARCH FEES | \$ | |
| 0408 | MISC REVENUE: (IDENTIFY) _____ | \$ | |
| TC162 | DEPOSIT LIAB. (IDENTIFY) _____ | \$ | |
| 0240 | EXTENSION OF TIME | \$ | <u>575.00</u> |
| WATER RIGHTS: | | | |
| 0201 | SURFACE WATER | EXAM FEE | RECORD FEE |
| 0203 | GROUND WATER | \$ | 0202 \$ |
| 0205 | TRANSFER | \$ | 0204 \$ |
| WELL CONSTRUCTION | | | |
| 0218 | WELL DRILL CONSTRUCTOR | EXAM FEE | LICENSE FEE |
| | LANDOWNER'S PERMIT | \$ | 0219 \$ |
| | 0220 | | \$ |
| _____ | OTHER (IDENTIFY) _____ | | |

0536 TREASURY 0437 WELL CONST. START FEE

| | | | |
|-------|------------------------|----|--------|
| 0211 | WELL CONST START FEE | \$ | CARD # |
| 0210 | MONITORING WELLS | \$ | CARD # |
| _____ | OTHER (IDENTIFY) _____ | | |

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

| | | |
|-------|---------------------------|----|
| 0233 | POWER LICENSE FEE (FWWRD) | \$ |
| 0231 | HYDRO LICENSE FEE (FWWRD) | \$ |
| _____ | HYDRO APPLICATION | \$ |

TREASURY OTHER / RDX

| | |
|-------------------|----------------|
| FUND _____ | TITLE _____ |
| OBJ. CODE _____ | VENDOR # _____ |
| DESCRIPTION _____ | \$ _____ |

**RECEIVED
OVER THE COUNTER**

RECEIPT: **114477**

DATED: 01/02/15 BY: Main Arden

Distribution - White Copy - Customer, Yellow Copy - Fiscal, Blue Copy - File, Buff Copy - Fiscal

Extension PFO Checklist for Other than Muni or Quasi-Municipal

Water Use Permits
(OAR 690-315-0010 through OAR 690-315-0060)

Application: S-71431 Permit: S-54388 Permit Amendment? No Yes T- pending approved

Permit Holder's Name: USBOR
 Permit Holder's Mailing Address: 1150 Curtis Rd Suite 100
Boise, ID 83706
Box 043550 W Fort St
Boise, ID 83706-1234 email _____
 Phone Number: (208) 378-5306 Jerrold D. Greig
Manager

POD Location: Township _____ Range _____ Section _____ 1/4 _____
 Drainage Basin: 11 County: Malheur Watermaster District: 9 Watermaster: Ron Jacobs
Owyhee

Date Permit was issued: May 24, 2007 Priority Date: March 25, 1991 Date of PN: _____

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Source: Owyhee Reservoir
 Use: Irrigation of 1679.5 acres and supplemental irrigation of 74.4 acres
 "Q": 7015.6 AF/year

Orig "A" Date: May 24, 2008 Orig "B" Date: 10/1/ Orig "C" Date: 10/1/ 2011
 Extension request rec'd: Jan 2, 2015 Last Authorized "B" Date: 10/1/ Last Authorized "C" Date: 10/1/

Request Number (1, 2, 3...): 1 Proposed "B" Date: 10/1/ Proposed C Date: 10/1/ 10/30/2024

Conditions of Permit:

| Condition Met? | Condition Not Met? | Permit Condition |
|-------------------------------------|--------------------------|---|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <u>Meter</u> |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <u>Water report</u> |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <u>Fish screen and bypass device prior to diversion</u> |
| <input type="checkbox"/> | <input type="checkbox"/> | |
| <input type="checkbox"/> | <input type="checkbox"/> | |

Factors to consider in determining "Reasonable Diligence" [OAR 690-315-0040(3)]:

- Yes No
- Work was accomplished within the time allowed in the permit or previous extension
 - Water right permit holder conformed with the permit or previous extension conditions
 - Financial investments were made toward developing the beneficial water use.
 - Amount Invested to date: \$ 20 million Estimated Remaining Cost: \$ 11,275
 - Beneficial use made of the water during the permit or previous extension time limits
 - Permit holder has beneficially used 7015.6 cfs gpm af of the total permitted quantity of water on _____ acres

GW REVIEW: Y N ce
 MITIGATION REVIEW: Y N ce

IR 1679.5
SI 74.4

Has the applicant pursued perfection of the right in good faith and with reasonable diligence? Yes No

Determination of the market and the present demand for water or power to be supplied:

Identify the closest surface water or localized water basin. Owyhee River

Ground Water Permits: Is the POA located...

Surface Water Permits: Is the POD located...

- Yes No
- above a state scenic waterway? Name _____ Source: OWRD "Areas Above State Scenic Waterways" Map
 - within a stream segment designated as a federal wild and scenic river? Source: www.rivers.gov/wildriverslist.html
 - within a sensitive, threatened or endangered species area Source: "/gisdata/dev/projects/salmon/div33map.html"
 - within a critical or limited Ground Water Area? Name of area _____
 - within a Withdrawn Area? Name of area _____
 - in a waterbody listed on the DEQ Section 303(d) List of Water Quality Limited Areas? Date added to list
 - within an area ranking low / moderate / high / highest for stream flow restoration needs Source: OWRD "Streamflow Restoration Needs" Maps (by region)

Based on the written record, can the Department make a finding of "Good Cause" to approve the extension request?

Yes... "Good Cause" can be found. Approval of Extension Request

No ... "Good Cause" cannot be found. Denial of Extension Request

Conditions to be included in Extension PFO (if applicable)? Yes No

(NOTE: Check the file record for documentation to add a condition(s) at the extension stage.)

5-year Progress Report Checkpoints (Years: 2019, 2024)

Other: _____

Footnote regarding Claim of Beneficial Use. Choose the appropriate language below and insert as a footnote in the PFO:

COBU Requirement - Surface/Ground Water - on or prior to July 9, 1987

"For permits applied for or received on or before July 9, 1987, upon complete development of the permit, you must notify the Department that the work has been completed and either: (1) Hire a water right examiner certified under ORS 537.798 to conduct a survey, the original to be submitted as required by the Water Resources Department, for issuance of a water right certificate; or (2) Continue to appropriate water under the water right permit until the Water Resources Department conducts a survey and issues a water right certificate under ORS 537.250 or 537.625."

COBU Requirement - Surface Water - post July 9, 1987

"Pursuant to ORS 537.230(4), upon the completion of beneficial use of water allowed under the permit, the permit holder shall hire a certified water rights examiner to survey the appropriation. Within one year after the complete application of water to a beneficial use (or by the date allowed for the complete application of water to a beneficial use), the permit holder shall submit a map of the survey and the claim of beneficial use."

COBU Requirement - Ground Water - post July 9, 1987

"Pursuant to ORS 537.630(4), upon the completion of beneficial use of water allowed under the permit, the permit holder shall hire a certified water rights examiner to survey the appropriation. Within one year after the complete application of water to a beneficial use (or by the date allowed for the complete application of water to a beneficial use), the permit holder shall submit a map of the survey and the claim of beneficial use."

NOTES: Need time to prepare COBU

Extension "PFO" Dates

Mailing / Issuance Date: _____ Protest Deadline Date: _____

Reviewer's Name: Corey Courchume Date: 1-5-15

Completeness Checklist for Permit Extension of Time Application

Minimum completeness criteria for Extension of Time Applications are set forth in OAR 690-086-0020(3) for NON-Municipal or NON-Quasi-Municipal permits and in OAR 690-086-0070(3) for Municipal or Quasi-Municipal permits.

1. Pull the permit file. If a copy of the permit is not in the file, pull up an image of the permit in WRIS.
2. Is the permit to be extended Non-Cancelled according to WRIS and the permit file? _____
If the permit has been cancelled, the Extension Application cannot be accepted.
3. Is the extension applicant's name and mailing address supplied? _____

If yes, is the applicant a permit holder of record (*i.e., permit issued or assigned to them*)? _____

If the extension applicant is **NOT** a permit holder of record, a "Request for Assignment" must be accepted and processed before the Extension Application can be processed.

If an Assignment has **not** yet occurred, and is **not** submitted with the Extension of Time Application, the application cannot be accepted.

* **NOTE:** The applicant **may** submit a complete "Request for Assignment," at the same time, which **must** include the statutory fee of \$85 for the assignment, required proof of ownership, or signature of previous permit holder, in addition to all necessary items required for the Extension of Time Application so that **both applications can be accepted**.

4. Is the appropriate Extension of Time Application used? _____

If the wrong application form is used, the Extension Application cannot be accepted.

- If a Municipal or Quasi-Municipal permit, use: "Application for Extension of Time for Municipal and Quasi-Municipal Water Use Permits."
- If a NON-Municipal or NON-Quasi-Municipal permit, use: "Application for Extension of Time for a Water Right Permit (Non-Municipal / Non-Quasi-municipal Water Use)."

5. Are the requested date(s) for extension identified (*Page 1*)? _____

- Check the permit to see if it includes a "B-Date" and/or a "C-Date."

"B-Date" = date by which construction of the water delivery system for the permit is to be completed.

"C-Date" = date by which full beneficial use of water under the permit is to be accomplished.

NOTE: For permits with **both** a "B-Date" and a "C-Date," the applicant will likely request an extension of both dates (*i.e., to complete construction of the water delivery/distribution system and to apply water to full beneficial use*). Unless, of course, construction of the water delivery system is complete. In which case, the applicant would likely only request an extension of the "C-Date" (*i.e., to apply water to full beneficial use*).

For permits with **only** a "C-Date," the applicant will only be requesting an extension of the date in which to apply water to full beneficial use.

6. Is the Extension Application signed (with an original signature) by permit holder(s) of record or an authorized agent? _____

(If signed by agent, documentation from the permit holder(s) granting authorization for the agent to sign on their behalf must be provided or be present and current in the permit file.)

If **not** signed by a permit holder of record or authorized agent, the Extension Application cannot be accepted.

NOTE: If the permit covers land that has been subdivided and assigned to different, individual parties... we only need signatures of the permit holder(s) of record for the portion of the permit involved in the Extension of Time Application.

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7. Are all questions on the application answered? _____
 (NOTE: Supporting documentation such as: copies of the permit, well log(s), annual water use reports, static water level measurement reports, evidence demonstrating construction/work/water use accomplished, etc. may be included.)

The tables below are informational only. No need to check off.

■ NON-Municipal or NON-Quasi-Municipal Permit Extension Applications:

| | |
|--|--|
| ▪ Ques. #1 - Information provided on beginning of construction ("A" Date) under the permit. | ▪ Ques. #5-C - Well location information provided <u>and</u> whether a permit amendment is necessary. |
| ▪ Ques. #2 - Information provided on compliance with permit conditions. | ▪ Ques. #6 - Information provided on number of acres irrigated, if applicable. |
| ▪ Ques. #3 - Description provided of progress made in developing the permit. | ▪ Ques. #7 - Description provided of remaining work left to be accomplished to perfect the permit. |
| ▪ Ques. #4 - Monetary investment made in the project to date provided. | ▪ Ques. #8 - Description provided of estimated cost to complete the project associated with the permit. |
| ▪ Ques. #5-A - Max amount of water beneficially used to date for a SW permit indicated. | ▪ Ques. #9 - Explanation provided of why the permit has not been fully developed/perfected. |
| ▪ Ques. #5-B - Well construction information provided <u>and</u> max amount of water beneficially used to date for a GW permit indicated. | ▪ Ques. #10 - Justification provided of why the requested time is necessary to complete project. |

■ Municipal/Quasi-Municipal Permit Extension Applications:

| | |
|---|--|
| ▪ Ques. #2 - For Quasi-Municipal permits only, information provided on beginning of construction ("A" Date) under the permit. | ▪ Ques. #8 - Estimate provided of current peak water demand of the population served <u>and</u> the methodology used to make the estimate. |
| ▪ Ques. #3 - For Municipal permits issued on or after June 29, 2005, information provided on beginning of construction ("A" Date). | ▪ Ques. #9 - Explanation provided of why the permit has not been fully developed/perfected. |
| ▪ Ques. #4 - Description provided of progress made in developing the permit <u>and</u> financial expenditures made in the project to date. | ▪ Ques. #10-A - Estimate provided of demand projection for the permit, the methodology used to make the estimate <u>and</u> anticipated date for full beneficial use of the permit. |
| ▪ Ques. #5-A & #5-B - Information provided on compliance (<i>or non-compliance</i>) with permit conditions. | ▪ Ques. #10-B - For extension requests greater than 50 years, documentation provided that the demand projection is consistent with the lands and uses proposed to be served by the permit holder. |
| ▪ Ques. #6-A - Max amount of water beneficially used to date for a SW permit indicated. | ▪ Ques. #11 - Estimate of costs to complete the project and a summary of future schedule to complete construction / perfect the water right. |
| ▪ Ques. #6-B - Well construction information provided <u>and</u> max amount of water beneficially used to date for a GW permit indicated. | ▪ Ques. #12 - Justification provided of why the requested time is necessary to complete project and/or apply water to full beneficial use. |
| ▪ Ques. #6-C - Well location information provided <u>and</u> whether a permit amendment is necessary. | ▪ Ques. #14 - A copy of any agreements regarding use of the undeveloped portion of the permit and maintaining the persistence of fish, if applicable. |
| ▪ Ques. #7 - Estimate provided of current population served under the permit <u>and</u> the methodology used to make the estimate. | ▪ Attachment A - A tabular inventory of the water supplier's water rights and any other water use authorizations. |

8. Has the \$575 fee been paid? 114477
 *If applicable, has the \$85 fee for the Assignment been paid? _____
 (As of July 1, 2013, the Extension of Time fee is \$575, and Request for Assignment fee is \$85)

If the fee has **NOT** been paid, the application cannot be accepted.

****NOTE:** If the fee is the only item missing, contact the applicant to see if they can submit the fee with the next few days. If the applicant commits to submitting the fee within one week, hold the Extension Application, and explain to them that if it is not received the application will be returned (as we are required to keep any application, regardless of how complete, if retained by the Department as long as two weeks).

9. If after completing this checklist, it is not clear whether the application can be accepted, please route both the money slip and Extension Application to **Extension Specialist**, or **Anne Reece** for municipal and quasi-municipal applications. One will either: 1) accept the application; 2) return the application; or 3) prepare a deficiency letter.

Reviewed by: Cerez Courchane Date: 1-5-15



Oregon Water Resources Department
 725 Summer Street NE, Suite A
 Salem Oregon 97301
 (503) 986-0900
 www.wrd.state.mus

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WATER RESOURCES DEPT
 SALEM, OREGON

Application for Extension of Time for a Water Right Permit
 (Non-Municipal / Non-Quasi-municipal Water Use)

TO THE DIRECTOR OF THE OREGON WATER RESOURCES DEPARTMENT

I, United States Bureau of Reclamation, Pacific Northwest Region
 NAME OF PERMIT HOLDER [OAR 690-315-0020(1) and (3)(a)1]

the holder of: Application Number S-71431 Permit Number S-54398 [OAR 690-315-0020(3)(b)1]

***A separate application must be submitted for each permit as per OAR 690-315-0020(2). ***

1150 Curtis Rd., Suite 100
 MAILING ADDRESS

Boise, Idaho 83706
 CITY, STATE, ZIP

208-378-5306
 PHONE

emcgarry@usbr.gov
 E-MAIL ADDRESS

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 OWRD

X do hereby request that the time to apply water to full beneficial use under the terms and conditions of the permit, which now expires on Month 10 Day 1 Year 2011, be extended to October 30, Year 2024.

Please Note. If the permit does specify a date when construction must be completed, you should request to extend both the time to apply water to full beneficial use and to complete construction. These dates are typically found on the permit above the signature of the Director.

and

do hereby request that the time to complete construction of the water system, which now expires on Month ___ Day ___ Year ___, be extended to October 30, Year ___

Sign after completing the entire application, questions 1-11.

I am the permit holder, or have attached to this application written authorization from the permit holder, to apply for an extension of time under this permit. I understand that false or misleading statements in this extension application are grounds for OWRD to suspend processing of the request and/or reason to deny the extension. I have completed the entire application.

Jerrold D. Gregg
 Signature

Dec. 30, 2014
 Date

Printed Name/Title: Jerrold D. Gregg, Manager, Snake River Area Office, Pacific Northwest Region, Bureau of Reclamation

MAIL COMPLETED and SIGNED APPLICATION with the \$575 STATUTORY FEE TO:

Water Resources Department
Attn: Water Right Permit Extensions
725 Summer Street NE, Suite A
Salem, Oregon 97301

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WATER RESOURCES DEPT
SALEM, OREGON

Submit the following items with your Application for Extension of Time:

- **The signed and completed Application for Extension of Time.**
- **\$575 check to OWRD or Oregon Water Resources Department**
- **All supporting documentation and/or evidence referenced in the application.**

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Reference materials needed to complete this Application:

- **Water right permit.** A copy of the water right permit can be downloaded from the Department's Website at <http://www.wrd.state.or.us> (using the link to the Water Rights Information System (WRIS)). A copy of the permit may be requested from the Water Rights Division at 503-986-0801 (copy fees will apply).
- **Documentation** which demonstrates compliance with permit conditions (for example, well construction logs; static water level measurement reports; annual water use reports; ODFW fish screen certification; a plan to monitor the effect of water use on ground water aquifers utilized under the permit; etc.).

Helpful information for completing this Application:

- Permit holders of **municipal or quasi-municipal water use permits DO NOT use this form.** The form *Application for Extension of Time for Municipal and Quasi-Municipal Water Use Permits* is at the following link: <http://www.wrd.state.or.us/OWRD/PUBS/forms.slitmlgother>
- Request the reasonable amount of time necessary to fully complete construction of the water project and/or to fully use the permitted quantity of water under the permit terms & conditions.
- The attached *Instructions for Completing an Application for Extension of Time for a Water Right Permit* will help you answer each question on the application. If, after reading the instructions, you need assistance, please call the Extensions Specialist at 503-986-0900.
- Permit extensions are evaluated under OAR Chapter 690, Division 315, which may be viewed at: <http://www.wrd.state.or.us/OWRD/LAW/index.shtml>. Please note that OWRD may require additional information, if necessary, to evaluate the application per OAR 315-0020(3)(n).
- OWRD will review applications received for completeness and will return incomplete or deficient applications per OAR 690-315-0040(1)(a) to the applicant.

Questions to Complete this Application for Extension of Time

Please see the instruction sheet to help you answers these questions.

[OAR 690-315-0020(3)(d)]

1. Did the "actual construction" of the water system/well drilling begin within the time specified in the permit? X Yes No N/A, if not specified in this permit

Date "actual construction" began is: 1928.

Describe details of construction: Owyhee Dam, North Canal, and distribution pipes were previously constructed under other water rights.

[OAR 690-315-0020(3)(e)(A)]

- 2-A **Please Describe how you have complied with each standard and special condition in the original permit [and, if applicable, conditions contained in any order approving a permit amendment and/or order approving a prior extension of time].**

TIP: The instruction sheet explains which typical conditions must be addressed here.

Condition Number: Hand-number each condition on a copy of your permit (and, if applicable, any permit amendment and/or prior extension). Include a copy of your hand-numbered permit.

Chart-A

| Condition Number | Date Satisfied | Describe How Permit Condition Has been Satisfied |
|------------------|-------------------------|--|
| 1 | 5-24-2007 to present | <i>Measurement, recording and reporting conditions: Yakima weirs and orifices measure water diversions. Ditch riders read, record, and report measurements. Acre –ft measurements are reported annually to OWRD.</i> |
| 2 | | |
| | | |

- 2-B. **If you have NOT complied with all applicable conditions, explain the reasons why and indicate with a date certain (in the near future) when compliance will occur**

CHART-B

| Condition Number | Date Will Comply | Explain Why Each Permit Condition Has NOT Been Satisfied |
|------------------|------------------|--|
| 2 | | <i>Fish screen – Exempt per attached order.</i> |
| | | |
| | | |
| | | |

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WATER RESOURCES DEPT
SALEM, OREGON

[OAR 690-315-0020(3)(e)]

3-A. Provide evidence of physical progress made toward completion of the water system and progress toward making beneficial use of water within the original permitted time period.

CHART – C (below) must be completed for all Application for Extension of Time requests.
Use Chronological order.

CHART C

| DATE | LIST & DESCRIBE WORK ACCOMPLISHED BEFORE PERMIT WAS ISSUES | COST* |
|---------------|---|--|
| Prior to 1935 | Owyhee Dam, North Canal, and laterals constructed. | More than \$20 million |
| DATE | LIST & DESCRIBE WORK ACCOMPLISHED AFTER PERMIT WAS ISSUED and PRIOR TO DATE FOR COMPLETE APPLICATION OF WATER | COST* |
| 5/24/07 | Date the permit was signed – find date above signature on last page of permit. | |
| 5/24/08 | Date the permit specified “actual Construction Work” shall begin (“A-Date”) | |
| | No construction was required. Water has been applied to beneficially use. | \$0 |
| 10/1/2011 | Date the permit specified complete application of water to the use shall be made (“C-Date”). | |
| DATE | LIST & DESCRIBE WORK ACCOMPLISHED AFTER DATE FOR COMPLETE APPLICATION OF WATER UP TO NOW Complete if this is your first request for extension of time. | |
| | Water has been applied to beneficial use. A certified water right examiner was hired and began the exam; however, because the number of small parcels that are interspersed within other district land covered by other water rights, it was more work than the certified water right examiner anticipated in his bid. The district has now taken over the initial work of the survey and has three district personnel diligently verifying the application of water to the numerous parcels. A certified water right examiner has been hired and is assisting in compiling the initial information and will complete the information for the survey. | \$2500 plus paid District employees’ time. |
| | *Total Cost for Chart-C | More than \$20 million |

*If exact cost is not known, please provide your best estimate.

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IF this is your first Application for an Extension of Time, write NA in Chart D below and proceed to question 4 at the bottom of this page.

3-B) **Provide evidence of physical progress made toward completion of the water system and progress toward making beneficial use of water within the most recent extension period,**

If this **is not** your 1st Application for Extension of Time request, fill out CHART-D below in addition to CHART-C above. *Use chronological order.*

CHART-D

| DATE | LIST AND DESCRIBE WORK ACCOMPLISHED DURING THE LAST EXTENSION PERIOD | COST* |
|------------------------------|---|-------|
| | “Extended From” date for complete application of water used in the 1 st (or the most recent) Application for Extension of Time. | |
| | N/A | |
| | | |
| | | |
| | | |
| | “Extended To” date for complete application fo water resulting from the 1 st (or the most recent) Application for Extension of Time. | |
| DATE | LIST AND DESCRIBE WORK ACCOMPLISHED AFTER THE LAST EXPIRED EXTENSION PERIOD UP TO NOW | COST* |
| | N/A | |
| | | |
| | | |
| | | |
| | | |
| | | |
| Total Cost of Chart-D | | |

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* If exact cost is not known, please provide your best estimate.

[OAR 690-315-0020(3)(f)]
4. Cost of Project to Date: Over \$20 million _____
 (The total combined cost from CHART-C and Chart – D)

[OAR 690-315-0020(3)(e)(B)]

5. Provide evidence of the maximum rate (or duty, if applicable) of water actually diverted for beneficial use under this permit and/or prior extensions of time (if any) made to date.

TIP: Report the rate used to date in the same units of measurement as specified in the permit. Unless full beneficial use has been made, this rate will be less than the rate authorized on the permit.

5-A) For Surface Water Permit Extensions (e.g. S-XXXX or R-XXXX):

Maximum measured rate used to date = 7015.6 acre-ft cfs (cubic feet per second)

or

Maximum measured rate used to date = _____ gpm (gallons per minute)

or

Acre-feet stored to date = _____ AF

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5-B) For Ground Water Permit Extensions (e.g. G-XXXX): N/A

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TIP: Include information from ALL wells that pertain to this permit including wells not currently being used.

CHART-E

| Well # as identified on Permit | Water User's Well # | Has this well been drilled? | IF DRILLED: | | | | | If yes, provide the Permit, Certificate, or Transfer No.. |
|--|---------------------|---|------------------------------------|---------------------------------------|---|--|---|---|
| | | | Well Log Number e.g. MORR 50473 | Well Tag Number e.g. #27566 or N/A | Is the actual drilled location authorized on this permit or on a permit amendment: (See 5-C below) | Maximum measured rate used from this well under this permit only (CFS or GPM) | Is this well authorized or utilized under any OTHER water rights? | |
| | | Yes <input type="checkbox"/> No <input type="checkbox"/> | | | Yes <input type="checkbox"/> No <input type="checkbox"/> | | Yes <input type="checkbox"/> No <input type="checkbox"/> | - - |
| | | Yes <input type="checkbox"/> No <input type="checkbox"/> | | | Yes <input type="checkbox"/> No <input type="checkbox"/> | | Yes <input type="checkbox"/> No <input type="checkbox"/> | - - |
| | | Yes <input type="checkbox"/> No <input type="checkbox"/> | | | Yes <input type="checkbox"/> No <input type="checkbox"/> | | Yes <input type="checkbox"/> No <input type="checkbox"/> | - - |
| | | Yes <input type="checkbox"/> No <input type="checkbox"/> | | | Yes <input type="checkbox"/> No <input type="checkbox"/> | | Yes <input type="checkbox"/> No <input type="checkbox"/> | - - |
| Total measured rate from all wells utilized under this permit | | | | | | | | |

5-C) If the drilled location of a well is not authorized on this permit, please specify its location below, or provide a map showing its location. Has or will a Permit Amendment Application been/be filed? Yes No

If a Permit Amendment Application has been filed: Transfer No. T - _____

Well # ____ : Actual location: _____

Well # ____ : Actual location: _____

[OAR 690-315-0020(3)(e)(c)]

6. Provide the total number of acres actually irrigated to date under this permit (if any).

Surface Water Permits: I have applied water to 1,679.5 acres for irrigation and 74.4 acres for supplemental irrigation to date.

Ground Water Permits: I have applied water to _____ acres for irrigation to date.

Please specify which wells are being utilized for this irrigation.

Well # _____ Acres _____ Well # _____ Acres _____

Well # _____ Acres _____ Well # _____ Acres _____

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[OAR 690-315-0020(3)(j)]

7. Provide a summary of future plans and a schedule to complete construction of the water system, and/or apply water to full beneficial use under the permit terms and conditions.

CHART-F

| APPROXIMATE DATE RANGE (projected) | LIST & DESCRIBE WORK TO BE ACCOMPLISHED TO COMPLETE WATR DEVELOPMENT (projected) | ESTIMATED COST (projected) |
|--|--|---------------------------------------|
| Present to 2024 | Water has been applied to a beneficial use. The district has hired a new water right examiner to replace the previous one. The district is working diligently with aerial surveys and on-the-ground inspections to verify water use based on the permit. Work is being conducted concurrently with running the day-to-day operations of the district so the projected date of completion is uncertain but will occur within the 10 years of the requested extension. Once the initial survey of water use is collected by the three full-time district personnel, the water right examiner will complete the survey. | \$11,275 plus district employee time. |
| Year: | Date intend to apply water to full beneficial use under the terms and conditions of this permit. | |
| 8. Estimated remaining total cost to complete the water development: [OAR 690-315-0020(3)(g)] | | |

[OAR 690-315-0020(3)(h)]

9. Describe the reasons why the water development was not constructed, and/or water wasnot beneficially used within permit time limits. Provide supporting information for the reason (5) that best fits your circumstances (A, B, C or D).

9-A) Is the project of a size and scope that was originally planned to be phased in over a time frame longer than the one allowed in the permit? If yes, describe.

9-B) Did the financial resources needed to develop the project preclude completion of the project within authorized time frames? If yes, describe.

9-C) Did good faith attempts to comply with other agency permit conditions and/or acquire permits from other agencies, or otherwise comply with government regulations, delay completion of the project? If yes, describe.

9-D) Have other unforeseen events delayed full development of the water system and use of water within the authorized time frames? If yes, describe.

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Water was applied to beneficial use. The district hired a certified a water right examiner who started on the exam. However, because of the numerous small parcels of land interspersed within acreage irrigated by 1300 patrons under other water rights, it was more of an endeavor than the water right examiner anticipated and the contract was terminated. Another water right examiner has been hired.

[OAR 690-315-0020(3)(k)]

10. Justify the time requested to complete the project and/or apply the water to full beneficial use. Your justification should combine information from your answers from Questions 2-B, 7, 8, and 9 of this Application for Extension of Time. Include any other information or evidence to establish that the requested amount of time is sufficient and that you will be able to complete the project within the amount of time requested.

The district is operating under a constrained budget. Because of the recent low water years' impacts on the patron farmers' budgets, the district board is reluctant to raise the assessment on these farmers. Any increase in the costs of other operations is being absorbed within the current budget. Therefore, the district is using its existing personnel for the initial work to survey the use of the water on parcels interspersed amongst the 1300 patrons' lands. At least 3 staff members are dedicated to working on this effort. A certified water right examiner is on contract to advise on this initial work and will use that work to complete the examination.

11. Provide any other information you wish OWRD to consider while evaluating your Application for Extension of Time.

Lands were identified during the House Bill 3111 process as receiving storage from the previously permitted Owyhee Reservoir. This permit was sought to cover these lands

Thank you for submitting a complete and accurate application. Remember to sign the front page. If you have questions or need assistance, please ask to speak with the Department's Extension Specialist by calling 503-986-0900 during business hours.

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JUN 6 2011

ANDERSON-PERRY & ASSOC.

STUNZ, FONDA, KIYUNA, & HORTON, LLP
ATTORNEYS AT LAW

GENE STUNZ (1959-1992)
STEPHEN B. FONDA (1966-2008)
RETIRED

GARY K. KIYUNA
MICHAEL W. HORTON*
STEVEN FISHER*

106 MAIN STREET
P.O. Box 1695
NYSSA, OREGON 97913

TEL (541)372-2268
FAX 5413722848

*ADMITTED TO PRACTICE
IN IDAHO AND OREGON

June 1, 2011

Mike Posada
Anderson-Perry & Associates
P.O. Box 1107
La Grande, OR 97850

RE: Owyhee Irrigation District House Bill 3111 Water Right

Dear Mike:

As we discussed, the Water Resource Commission made findings in 1987 that fish screens are not required based upon ODFW's statements. Enclosed is a copy of the 1987 Order, specifically pages 589 and 590 of the Order.

On page 589 under Section 5(1)(b), reads that "ODFW has indicated that screening is not necessary to the existing intake to Tunnel No. 1 because the tunnel intake is at a depth below the strata of water normally utilized by fish within Owyhee Reservoir."

On page 590 under Section 2(a), reads that "...ODFW has indicated that screening is neither required or desirable."

This language should allow you to answer no to question number 9 on the Claim of Beneficial Use form. If you have any questions or concerns, please call me.

Very truly yours,


Michael W. Horton

MWH/kg

Encl.

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BEFORE THE WATER RESOURCES COMMISSION
OF THE
STATE OF OREGON

| | |
|---|-----------------------|
| IN THE MATTER OF THE CONTESTED) | |
| CASE HEARING FOR CONSIDERATION OF) | |
| PERMIT APPLICATION 62966 INVOLVING) | PROJECT BACKGROUND, |
| USE OF WATER FROM THE OWYHEE RIVER) | FINDINGS OF FACT, |
| FOR HYDROELECTRIC POWER (TUNNEL NO. 1) | CONCLUSION OF LAW AND |
| PROJECT)) | ORDER |

Water Right Application 62966 for a permit for use of water from the Owyhee River and Owyhee Reservoir for hydroelectric power for the Tunnel No. 1 Project (the Project) has been submitted pursuant to ORS Chapter 537 to the Water Resources Commission (the Commission) by the Owyhee Project Oregon Irrigation Districts, namely the Owyhee Irrigation District, the Ontario-Nyssa Irrigation District, the Advancement Irrigation District, the Payette-Oregon Slope Irrigation District, the Bench Irrigation District, the Crystal Irrigation District, the Ridgeview Irrigation District and the Slide Irrigation District, referred to hereafter collectively as the Applicant. Applicant is comprised of Irrigation Districts organized under ORS Chapter 545.

PROJECT BACKGROUND

Application 62966 proposes the use of up to 1,760 cfs of water from Owyhee River and Owyhee Reservoir through Tunnel No. 1 which is the outlet from the Owyhee Reservoir to the irrigation canals of the Owyhee Irrigation Project. Owyhee Reservoir is an irrigation storage and flood control impoundment containing 1.12 million acre feet of Owyhee River water at full capacity. Owyhee Reservoir was created in 1932 upon completion of the Owyhee Dam. The supply of water to the proposed hydroelectric project utilizes the existing Owyhee Dam, reservoir, and controlling works for Tunnel No. 1, situated in Section 21, Township 22 South, Range 45 East, W.M. in Malheur County. The head for power generation will vary in relation to the fluctuation in the level of the Reservoir, which fluctuates a maximum of 80 feet.

The Project will operate on waters currently diverted and flowing through Tunnel No. 1 for irrigation purposes, with the possible production of additional electrical energy during the non-irrigation season in the event water is spilled through Tunnel No. 1 to the Owyhee River channel downstream for flood control or excess water discharge purposes. Estimated plant capacity is 8 megawatts, with an average annual energy output of 23.8 million kwh. The Project facilities include a 12' square reinforced concrete lined tunnel penstock, 95 feet in length, which will connect to Tunnel No. 1 at a point adjacent to Tunnel No. 1's controlling headworks, and the tailrace which will be 16.6 feet in diameter and 110 feet in length. The tailrace will

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return the water diverted through the penstock to Tunnel No. 1 downstream from the controlling headworks. A transmission line approximately 3,000 feet in length will connect the powerhouse with an existing 69 kV line which is part of the reserve works of the Owyhee Irrigation Project. The 69 kV line is located approximately one-half mile from the powerhouse. The electrical energy will be transmitted by the 69 kV line to a point of interconnection with the Idaho Power Company system at the existing Dunaway interchange site approximately 4 miles southwest of Nyssa, Oregon. The Project is classified as a major project under OAR 690-51-020(2).

Pursuant to OAR 690-51-290(1), the Department conducted an investigation to determine the potential for cumulative impacts of the Project with other hydroelectric development in the Owyhee River Basin.

The Department found no reasonable potential for cumulative impacts. At its meeting on June 5, 1987, the Commission delegated authority to the Director to make the decision and issue the Order on the potential for cumulative impacts. By Order dated July 1, 1987, the Director found that the Project does not have the potential for cumulative impacts with other existing, approved, or pending hydroelectric projects in the Owyhee River Basin and a consolidated review is not required.

Pursuant to OAR 137-03-005, the Owyhee Ditch Company acting by and through William F. Schroeder, Attorney at Law, petitioned for and was granted party status "to allow petitioner opportunity to bring forth evidence in regard to the petitioners water rights and how such water rights and associated contracts may be adversely affected by the appropriation of water as proposed by Application 62966."

A notice of contested case hearing was issued by the Water Resources Department (the "Department") on July 23, 1987, and amended on August 5, 1987.

On September 9, 1987, at 9:30 a.m., the duly designated Hearings Supervisor, James W. Carver, Jr., convened a contested case hearing in Nyssa, Oregon. The applicant was represented by Burdette Pratt of the Law firm of Stunz, Fonda, Pratt, Nichols, Kiyunan and Okai, Nyssa, Oregon. The Owyhee Ditch Company was represented by William F. Schroeder of the Law firm of Schroeder, Hutchens and Sullivan, Vale, Oregon.

Subsequent to the hearing the intervenor Owyhee Ditch Company withdrew from party status and recommended approval of the project.

APPLICABLE STANDARDS

"To be approved, a project must meet the general and resource specific standards in OAR 690-51-270 to OAR 690-51-260. Economic and need for power standards in OAR 690-51-270 and 690-51-280 must be met as well." OAR 690-51-260.

The applicant must demonstrate on the record that all of these standards are met.

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As a result of the hearings held and the evidence and testimony given on the matter, the Commission makes the following:

FINDINGS OF FACT

1. All statements of fact contained in the Background description are hereby incorporated as findings of the Commission.
2. Protection of Designated Resource Areas and Special Management Areas (OAR 690-51-170). The Project would not affect any designated resource area or special management area.
3. Mitigation, No Net Loss (OAR 690-51-180).
 - (1)(a) All proposed mitigation is within the Project vicinity.
 - (b) Proposed mitigation measures, which are addressed in more detail in the relevant individual resource affected, are acceptable to the Commission
 - (c) All proposed mitigation measures shall be fully operational during construction and prior to commencement of Project operations.
 - (d) The collective benefits of the proposed mitigation measures will equal or exceed the collective adverse impacts on natural resources subject to mitigation so there will be no net loss to natural resources.
4. Water Resources (OAR 690-51-190)
 - (1) There is available water to provide for reasonable operation of the proposed Project. Existing irrigation flows, which have a maximum of 1,840 cfs, will be utilized during the irrigation season, which extends from April 1 to October 15. Possible excess stored water or flood control releases with a maximum of 1,100 cfs, which would otherwise be spilled at Owyhee Dam, will also be used when available during January through March. The application was amended at the hearing to include a request for a permit for water from the Owyhee River and flowing into the Owyhee Reservoir, as well as for the stored water initially applied for.
 - (2) The proposed use will not preclude or interfere with any existing rights or permits for the use of water. More than ample water will remain in the Owyhee Reservoir to fulfill all other existing water rights should the level of the Reservoir be reduced to the elevation of the outlet works from the Reservoir to Tunnel No. 1.
 - (3) The Project is consistent with the Malheur-Owyhee River Basin's Policy Program adopted by the Commission January 17, 1986.
 - (4) The Project would achieve the maximum economic development of the Tunnel No. 1 site, because it will efficiently utilize now wasted energy head of water flowing through Tunnel No. 1 for irrigation purposes or being wasted from Owyhee Reservoir as excess flood flows. There does not appear to be any other reasonably practical use of these waters for economic development purposes.

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(5) The proposed Project is consistent with making the fullest practical use of the water flow of Tunnel No. 1 since all of the water which already flows through the Tunnel may be directed to the turbines and generator without loss of Tunnel capacity.

(6) The Project will not constitute wasteful, uneconomic, impracticable or unreasonable use of the water flowing through Tunnel No. 1 since the Project's size and plant factor achieves the highest output per unit installed cost, and the Project uses water already being diverted for irrigation purposes.

(7) The Project, including mitigation and enhancement measures, is consistent with conserving the highest use of the waters of the state for beneficial purposes.

(8) The proposed Project is consistent with controlling the waters of the state for drainage, sanitation, flood control and other beneficial purposes since it will not affect these uses.

(9) Construction and operation of the proposed Project will comply with the water quality standards established by the Department of Environmental Quality since the Project will merely add power generating facilities to a long established irrigation water delivery system. The Department of Environmental Quality has waived the requirement for water quality standards compliance certification.

5. Fish Resources (OAR 690-51-200).

(1) Fish Resources in General

(a) The Project is a modification of an existing facility, Tunnel No. 1, which is an integral part of the existing irrigation system, and will not have significant adverse impact on fish populations.

(b) No additional water will be used by the Project which is not already used for irrigation or flood control, nor will any additional fish enter Tunnel No. 1 as a result of the Project. The Project will not interfere with upstream or downstream passage of fish in the project vicinity. ODFW has indicated that screening is not necessary to the existing intake to Tunnel No. 1 because the tunnel intake is at a depth below the strata of water normally utilized by fish within Owyhee Reservoir.

(c) Fish do not normally utilize Tunnel No. 1 for spawning, rearing or habitat. The Project facilities and operations will have no adverse impacts on the spawning, rearing or habitat areas necessary to maintain the levels and existing diversity of fish species in the Project areas.

(d) There are no unavoidable adverse impacts on fish or fish management programs. There is a small cold water trout fishery resource in the Owyhee River between Owyhee Dam and the Owyhee Siphon. This fishery is supplemented annually by ODFW, much in the manner of a put-and-take fishery. Few of these trout survive the winter or the dewatering of stretches of the river below the dam in the summer. However, the trout resource and ODFW have become somewhat dependent on the occasional non-irrigation winter releases and the return flows from the Owyhee Dam project. In order to avoid any adverse impacts the Tunnel No. 1 project may have on the trout population, the Applicant has proposed the following mitigative measures in the Project vicinity:

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(i) Operation of the Tunnel No. 1 Power Plant outside the irrigation season will occur only when the Owyhee Dam generating facility is operating at 100% utilizing its full 240 cfs maximum plant capacity, and water remains available over and above that 240 cfs, thus maintaining flows beneficial to the trout population.

(ii) Energy dissipators will be installed at the Owyhee Siphon, the return point of non-irrigation spill flows into the Owyhee River, in order to minimize potential turbidity and stream bank disruption caused by discharge of these pressurized flows. The stream channel will also be rip-rapped in this area. All work in the stream bank will be performed during the low flow, non-irrigation season, and will be completed prior to commencement of operations of Tunnel No. 1 for non-irrigation spill flows.

(iii) Ramping rates for any spill outside of the normal irrigation season shall be no greater than 9 inches per hour.

(d) Any potential unavoidable adverse impacts on fish or fish management programs will be mitigated.

(e) Project construction will involve no instream construction. Land clearing activities shall be done in such a way as to minimize erosion and increases in turbidity and sedimentation, and shall include emplacement of silt fences, straw bales, etc. All work on the stream bank will be done during non-irrigation, low-flow periods so as to avoid possible adverse impacts on the trout population between the Dam and the Siphon.

(f) All protective measures will be fully functional when the project commences operations.

(g) The Project is consistent with ODFW management programs in force.

(2) Wild Game Fish

(a) There are no wild game fish inhabiting or migrating through Tunnel No. 1. There are, however, several species of wild game fish, such as small and large mouth bass, black crappie and channel catfish, which do inhabit Owyhee Reservoir. These populations inhabit the top 20' of the Reservoir due to the warm water temperatures and abundant food supply not found in the lower levels of the Reservoir. The existing intake to Tunnel No. 1 is at 80' below the Reservoir surface. An insignificant number of these warm water species are occasionally drawn through Tunnel No. 1 during irrigation withdrawals. However, ODFW has indicated that screening is neither required or desirable.

(b),(f) There are no mitigation measures required to protect these wild fish populations.

(c) There will be no net loss to any individual species of wild game fish.

(d) The Project will not result in the conversion of any wild game fish population and fishery to a hatchery dependent resource. The cold water trout population below the Dam are now and have for some time been hatchery-supplemented by out planting 20-40,000 fingerlings annually. There will be no impact on this hatchery-dependent fishery resource other than as already described above.

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(e) The Project is consistent with ODFW management plans and programs in force for the Project area.

(3) 690-51-200 (3) is not applicable as there are no salmon and steelhead fish or habitat in the Project area.

(4) The Project complies with all requirements of the Northwest Power Planning Council's (NPPC) Columbia River Basin fish and Wildlife Program. NPPC has certified that it has no concerns about this Project.

6. Wildlife (OAR 690-51-210)

(1) The location, design, construction and operation of the proposed Project will not jeopardize the continued existence of any animal species which have been designated or officially proposed as threatened or endangered pursuant to the Endangered Species Act of 1973 or the Oregon Natural Heritage Data Base or the Oregon Fish and Wildlife Commission.

(2) The location, design, construction and operation of the Project facilities will minimize any possible effects on wildlife habitat, nesting and wintering grounds, and wildlife migratory routes.

(3) Project construction methods and scheduling will minimize any possible disruption of wildlife and avoid premature or unnecessary land clearing in the Project vicinity.

(4) No mitigation for wildlife habitat is required.

(5) The Project is consistent with the applicable ODFW management programs.

(6) The Project is consistent with the provisions of NPPC's Columbia River Basin Fish and Wildlife Program, and NPPC has certified it has no concerns about the Project.

7. Plant Life (OAR 690-51-220)

The location, design, construction or operation of the proposed Project will not jeopardize the continued existence of any plant species designated as threatened, endangered or limited by the USFWS or the Oregon Heritage Data Base.

8. Recreation (OAR 690-51-230)

(1) There are no existing recreation facilities, activities or opportunities located within the Project boundary except those which presently exist in Lake Owyhee. The Project will not in any way change the recreational facilities and activities conducted in Lake Owyhee. The project will not result in a net loss of any recreation opportunities.

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(2) The proposed Project will not reduce the abundance or variety of any recreational facilities or opportunities.

(3) There are no adverse impacts on nonwater-dependent recreation facilities, activities or opportunities and therefore, no mitigation is required.

(4) There are no unique, unusual or distinct natural features which might be affected by the Project.

(5) There will be no impact on any water-dependent recreational opportunities in the Project vicinity and therefore, no mitigation is required.

(6) There are no adverse impacts on any of the items set forth in OAR 690-51-230(7)

9. Historical, Cultural and Archaeological Resources (OAR 690-51-240)

The Project will not result in significant adverse impacts on any historic district, site, building, structure or object in or eligible for inclusion in the National Register of Historic Places. The Applicant proposes to comply with state laws relating to protection of Indian cultural materials that may be encountered during construction and that any necessary mitigation would be in conformance with professional standards. The Applicant has consulted with all appropriate agencies and tribes.

10. Land Resources (OAR 690-51-250)

(1)-(4) There have been no prime farmlands, forestlands, wetlands, scenic or aesthetic resources identified in the Project vicinity and therefore, there would be no impact on such resources and no mitigation is applicable.

(5) The Project features will for the most part be underground. Those above ground will be located to blend with the adjacent topography.

(6) Mechanical noise caused by the Project will not exceed applicable noise standards.

(7) The Project will not disturb fragile or unstable soils or cause soil erosion.

(8) There are no natural features or geological communities identified by the Oregon Natural Heritage Data Base as being threatened or endangered in the Project vicinity.

(9) & (10) No geologically unstable areas have been identified in the Project vicinity and the Project design includes appropriate safeguards to insure protection from geological disturbances or other naturally occurring conditions or hazards.

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11. Land Use (OAR 690-51-260)

Malheur County has declined to assert any jurisdiction over the Project and has no objections thereto.

12. Economics (OAR 690-51-270)

The Applicant has demonstrated it has the financial resources to cover the estimated construction, maintenance, operating, mitigation and compensation costs.

13. Need for Power (OAR 690-51-280)

The Commission finds there is a need for Project power based upon the existence of a Power Purchase Agreement dated May, 1985, between the Applicants and Idaho Power Company.

CONCLUSIONS OF LAW

The proposed Project satisfies all standards in OAR Division 51.

ORDER

Now, therefore, it is ORDERED that Application 62966 in the name of the Applicants for a permit to appropriate not to exceed 1760 cubic feet per second of water from Owyhee River under a date of priority of September 9, 1987, and from stored water in Owyhee Reservoir under a date of priority of July 21, 1986, for generation of hydroelectric power by means of the Tunnel No. 1 Project, as amended, be and the same is hereby approved subject to the following terms and conditions:

1. Ramping rates at the Tunnel No. 1 project will be no greater than 9 inches per hour.
2. The Tunnel No. 1 project will not be operated during the non-irrigation season until the Owyhee Dam power plant is running at 100% capacity and returning 240 cfs into the Owyhee River.
3. Energy dissipators and stream bank rip-rap will be placed at the Owyhee return Siphon.
4. All stream bank work will be performed during the low-flow, non-irrigation season.
5. All other proposed mitigation or resource protective measures will be operational during construction or prior to commencement of operations, as appropriate.

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Dated and signed at Salem, Oregon, this 18th day of November, 1987.

WATER RESOURCES COMMISSION

By: William H. Young
William H. Young
Director

NOTICE: You are entitled to judicial review of this order. Judicial review may be obtained by filing a petition for review within 60 days from the service (date of mailing) of this order. Judicial review is pursuant to the provisions of ORS 5326.075 and 183.482.

1812E

Volume 41, page 594

STATE OF OREGON

COUNTY OF MALHEUR

PERMIT TO APPROPRIATE THE PUBLIC WATERS

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JAN 2 2015

THIS PERMIT IS HEREBY ISSUED TO

BUREAU OF RECLAMATION
1150 CURTIS ROAD, SUITE 100
BOISE, ID 83706-1234

WATER RESOURCES DEPT
SALEM, OREGON

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

APPLICATION FILE NUMBER: S-71431

SOURCE OF WATER: OWYHEE RESERVOIR, CONSTRUCTED UNDER PERMIT R-599, ON THE OWYHEE RIVER

PURPOSE OR USE: IRRIGATION OF 1679.5 ACRES AND SUPPLEMENTAL IRRIGATION OF 74.4 ACRES

MAXIMUM RATE/VOLUME ALLOWED: 7015.6 ACRE-FEET PER YEAR

PERIOD OF USE: APRIL 1 TO OCTOBER 15

DATE OF PRIORITY: MARCH 25, 1991

POINT OF DIVERSION LOCATION: NW 1/4 SW 1/4, SECTION 21, T22S, R45E, W.M.; 264 FEET SOUTH AND 495 FEET EAST FROM WEST 1/4 CORNER, SECTION 21

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

THE PLACE OF USE IS LOCATED AS FOLLOWS:

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|--|----------------|---------------------|
| NW 1/4 SW 1/4 | 3.9 ACRES | |
| SW 1/4 SW 1/4 | 2.0 ACRES | |
| SECTION 25 | | |
| TOWNSHIP 15 SOUTH, RANGE 46 EAST, W.M. | | |
| NE 1/4 NE 1/4 | | 14.8 ACRES |
| SECTION 31 | | |
| TOWNSHIP 15 SOUTH, RANGE 47 EAST, W.M. | | |
| NE 1/4 SE 1/4 | 4.2 ACRES | |
| SE 1/4 SE 1/4 | 4.0 ACRES | |
| SECTION 13 | | |
| TOWNSHIP 16 SOUTH, RANGE 46 EAST, W.M. | | |

Application S-71431 Water Resources Department

PERMIT S-54398

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|---------------|----------------|---------------------|
| NW 1/4 SE 1/4 | 4.2 ACRES | |
| | SECTION 7 | |
| NW 1/4 NW 1/4 | 18.3 ACRES | |
| SW 1/4 NW 1/4 | 36.3 ACRES | |
| NW 1/4 SW 1/4 | 11.1 ACRES | |
| | SECTION 14 | |
| SE 1/4 NE 1/4 | 30.4 ACRES | |
| NE 1/4 SE 1/4 | 2.4 ACRES | |
| | SECTION 15 | |
| NE 1/4 SE 1/4 | 15.5 ACRES | |
| SE 1/4 SE 1/4 | 11.7 ACRES | |
| | SECTION 17 | |
| SW 1/4 NE 1/4 | 0.7 ACRE | |
| SW 1/4 NW 1/4 | 5.4 ACRES | |
| SE 1/4 NW 1/4 | 1.2 ACRES | |
| NE 1/4 SW 1/4 | 0.6 ACRE | |
| NW 1/4 SW 1/4 | 28.0 ACRES | |
| SW 1/4 SW 1/4 | 0.9 ACRE | |
| | SECTION 18 | |
| NE 1/4 NE 1/4 | 0.1 ACRE | |
| NW 1/4 NE 1/4 | 6.0 ACRES | |
| SW 1/4 NE 1/4 | 24.1 ACRES | |
| SE 1/4 NE 1/4 | 14.9 ACRES | |
| NE 1/4 NW 1/4 | 9.5 ACRES | |
| NW 1/4 NW 1/4 | 0.5 ACRE | |
| SE 1/4 NW 1/4 | 5.7 ACRES | |
| NE 1/4 SW 1/4 | 2.5 ACRES | |
| NW 1/4 SW 1/4 | 6.7 ACRES | |
| | SECTION 20 | |
| NE 1/4 NW 1/4 | 5.6 ACRES | |
| NW 1/4 NW 1/4 | 5.3 ACRES | |
| SW 1/4 NW 1/4 | 3.3 ACRES | |
| SE 1/4 NW 1/4 | 1.7 ACRES | |
| NE 1/4 SW 1/4 | 1.0 ACRE | |
| SW 1/4 SW 1/4 | 2.3 ACRES | |
| SE 1/4 SW 1/4 | 2.5 ACRES | |
| NE 1/4 SE 1/4 | 5.4 ACRES | |
| SW 1/4 SE 1/4 | 8.4 ACRES | |
| SE 1/4 SE 1/4 | 0.9 ACRE | |
| | SECTION 21 | |
| SW 1/4 NW 1/4 | 3.5 ACRES | |
| NE 1/4 SW 1/4 | 2.7 ACRES | |
| SE 1/4 SW 1/4 | 0.6 ACRE | |
| SW 1/4 SE 1/4 | 2.8 ACRES | |
| | SECTION 22 | |
| NW 1/4 NE 1/4 | 1.7 ACRES | |
| | SECTION 27 | |

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WATER RESOURCES DEPT
SALEM, OREGON

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|--|----------------|---------------------|
| NW 1/4 NE 1/4 | 1.6 ACRES | |
| SW 1/4 SW 1/4 | 1.6 ACRES | |
| | SECTION 28 | |
| NE 1/4 NE 1/4 | 2.1 ACRES | |
| SE 1/4 NE 1/4 | 0.5 ACRE | |
| | SECTION 29 | |
| NE 1/4 NW 1/4 | 27.8 ACRES | |
| NW 1/4 NW 1/4 | 38.0 ACRES | |
| SW 1/4 NW 1/4 | 39.3 ACRES | |
| SE 1/4 NW 1/4 | 21.9 ACRES | |
| NE 1/4 SW 1/4 | 9.5 ACRES | |
| SE 1/4 SE 1/4 | 11.5 ACRES | |
| | SECTION 32 | |
| SE 1/4 NW 1/4 | 2.0 ACRES | |
| SW 1/4 SW 1/4 | 19.0 ACRES | |
| NE 1/4 SE 1/4 | 6.2 ACRES | |
| NW 1/4 SE 1/4 | 5.4 ACRES | |
| | SECTION 33 | |
| SE 1/4 NE 1/4 | 5.1 ACRES | |
| NE 1/4 NW 1/4 | 9.3 ACRES | |
| NW 1/4 NW 1/4 | 0.6 ACRE | |
| SW 1/4 NW 1/4 | 2.1 ACRES | |
| SE 1/4 NW 1/4 | 2.7 ACRES | |
| SE 1/4 SW 1/4 | 6.8 ACRES | |
| NE 1/4 SE 1/4 | 4.6 ACRES | |
| | SECTION 34 | |
| TOWNSHIP 16 SOUTH, RANGE 47 EAST, W.M. | | |
| NE 1/4 SE 1/4 | 18.5 ACRES | |
| | SECTION 12 | |
| NE 1/4 SW 1/4 | 9.5 ACRES | |
| NW 1/4 SW 1/4 | 0.5 ACRE | |
| SW 1/4 SW 1/4 | 14.0 ACRES | |
| SW 1/4 SE 1/4 | 12.6 ACRES | |
| | SECTION 13 | |
| SE 1/4 SE 1/4 | 8.0 ACRES | |
| | SECTION 14 | |
| SW 1/4 NE 1/4 | 3.7 ACRES | |
| NW 1/4 SE 1/4 | 2.3 ACRES | |
| | SECTION 23 | |
| NW 1/4 NE 1/4 | 1.5 ACRES | |
| SW 1/4 NE 1/4 | 5.0 ACRES | |
| SW 1/4 NW 1/4 | 5.2 ACRES | |
| NE 1/4 SW 1/4 | 3.0 ACRES | |
| SE 1/4 SW 1/4 | 0.8 ACRE | |
| NE 1/4 SE 1/4 | 14.2 ACRES | |
| NW 1/4 SE 1/4 | 14.8 ACRES | |
| | SECTION 24 | |

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WATER RESOURCES DEPT
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| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|--|----------------|---------------------|
| SW 1/4 NE 1/4 | 1.3 ACRES | |
| NE 1/4 NW 1/4 | 1.9 ACRES | |
| NW 1/4 NW 1/4 | 1.0 ACRE | |
| NW 1/4 SW 1/4 | 0.8 ACRE | |
| SW 1/4 SW 1/4 | 1.3 ACRES | |
| | SECTION 25 | |
| SE 1/4 SE 1/4 | 1.7 ACRES | |
| | SECTION 26 | |
| NE 1/4 NE 1/4 | 5.0 ACRES | |
| NE 1/4 SW 1/4 | 3.5 ACRES | |
| SW 1/4 SE 1/4 | 3.2 ACRES | |
| | SECTION 35 | |
| TOWNSHIP 17 SOUTH, RANGE 46 EAST, W.M. | | |
| NW 1/4 NE 1/4 | 2.5 ACRES | |
| NE 1/4 NW 1/4 | 20.5 ACRES | |
| SW 1/4 SW 1/4 | 3.0 ACRES | |
| SE 1/4 SW 1/4 | 12.3 ACRES | |
| | SECTION 3 | |
| NE 1/4 NW 1/4 | 2.6 ACRES | |
| | SECTION 4 | |
| NE 1/4 NE 1/4 | 0.8 ACRE | |
| SE 1/4 NE 1/4 | 7.5 ACRES | |
| SW 1/4 SW 1/4 | 3.7 ACRES | |
| | SECTION 5 | |
| NE 1/4 NE 1/4 | 15.9 ACRES | |
| NE 1/4 SW 1/4 | 3.4 ACRES | |
| NW 1/4 SW 1/4 | 18.1 ACRES | |
| NE 1/4 SE 1/4 | 0.8 ACRE | |
| NW 1/4 SE 1/4 | 3.1 ACRES | |
| SE 1/4 SE 1/4 | 1.3 ACRES | |
| | SECTION 7 | |
| NE 1/4 SW 1/4 | 1.3 ACRES | |
| NW 1/4 SW 1/4 | 5.4 ACRES | |
| SW 1/4 SW 1/4 | 0.8 ACRE | |
| | SECTION 8 | |
| SE 1/4 NE 1/4 | 1.7 ACRES | |
| | SECTION 9 | |
| NW 1/4 NW 1/4 | 0.9 ACRE | |
| | SECTION 17 | |
| NW 1/4 NW 1/4 | 10.1 ACRES | |
| SW 1/4 NW 1/4 | 1.5 ACRES | |
| | SECTION 18 | |
| SE 1/4 NW 1/4 | 3.0 ACRES | |
| NE 1/4 SW 1/4 | 1.0 ACRE | |
| | SECTION 19 | |
| SW 1/4 NW 1/4 | 10.6 ACRES | |
| NW 1/4 SW 1/4 | 0.6 ACRE | |
| | SECTION 20 | |

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WATER RESOURCES DEPT
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| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|---------------|----------------------------|---------------------|
| NW 1/4 NW 1/4 | 2.0 ACRES | |
| | SECTION 21 | |
| NE 1/4 NE 1/4 | 17.5 ACRES | |
| SE 1/4 NE 1/4 | 2.5 ACRES | |
| SW 1/4 SW 1/4 | 5.0 ACRES | |
| | SECTION 30 | |
| NW 1/4 NW 1/4 | 23.4 ACRES | |
| SW 1/4 NW 1/4 | | 28.6 ACRES |
| | SECTION 32 | |
| TOWNSHIP 17 | SOUTH, RANGE 47 EAST, W.M. | |
| NE 1/4 NE 1/4 | 0.8 ACRE | |
| | SECTION 7 | |
| NE 1/4 NE 1/4 | 2.4 ACRES | |
| SW 1/4 NE 1/4 | 0.7 ACRE | |
| NE 1/4 SE 1/4 | 4.8 ACRES | |
| | SECTION 8 | |
| NE 1/4 SW 1/4 | 2.6 ACRES | |
| | SECTION 9 | |
| SW 1/4 SE 1/4 | 20.8 ACRES | |
| | SECTION 10 | |
| SW 1/4 SW 1/4 | 12.0 ACRES | |
| | SECTION 11 | |
| NW 1/4 SW 1/4 | 12.4 ACRES | |
| | SECTION 12 | |
| NW 1/4 NW 1/4 | 5.6 ACRES | |
| | SECTION 14 | |
| SE 1/4 NW 1/4 | 5.0 ACRES | |
| | SECTION 15 | |
| NE 1/4 NW 1/4 | 1.0 ACRE | |
| | SECTION 16 | |
| TOWNSHIP 18 | SOUTH, RANGE 45 EAST, W.M. | |
| SE 1/4 NW 1/4 | 4.4 ACRES | |
| | SECTION 2 | |
| NE 1/4 SW 1/4 | 1.8 ACRES | |
| NW 1/4 SW 1/4 | 0.1 ACRE | |
| | SECTION 6 | |
| NW 1/4 NE 1/4 | 36.7 ACRES | |
| | SECTION 10 | |
| SW 1/4 SW 1/4 | 7.0 ACRES | |
| SE 1/4 SW 1/4 | 10.0 ACRES | |
| | SECTION 24 | |
| NE 1/4 SW 1/4 | | 10.9 ACRES |
| NW 1/4 SW 1/4 | | 3.4 ACRES |
| | SECTION 26 | |
| NW 1/4 NW 1/4 | 6.0 ACRES | |
| SE 1/4 NW 1/4 | 1.9 ACRES | |
| | SECTION 27 | |

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WATER RESOURCES DEPT
SALEM, OREGON

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|--|----------------|---------------------|
| NW 1/4 NE 1/4 | 0.7 ACRE | |
| NE 1/4 NW 1/4 | 5.1 ACRES | |
| NW 1/4 NW 1/4 | 1.5 ACRES | |
| | SECTION 28 | |
| NE 1/4 NE 1/4 | 5.7 ACRES | |
| SW 1/4 NE 1/4 | 14.5 ACRES | |
| SE 1/4 NE 1/4 | 3.2 ACRES | |
| NW 1/4 SW 1/4 | 2.7 ACRES | |
| NE 1/4 SE 1/4 | 3.4 ACRES | |
| | SECTION 29 | |
| SW 1/4 NE 1/4 | 8.7 ACRES | |
| SE 1/4 NE 1/4 | 8.5 ACRES | |
| NW 1/4 SE 1/4 | 1.3 ACRES | |
| | SECTION 30 | |
| NE 1/4 NE 1/4 | 14.0 ACRES | |
| NW 1/4 NE 1/4 | 1.8 ACRES | |
| SE 1/4 NE 1/4 | 4.1 ACRES | |
| NW 1/4 SE 1/4 | 2.4 ACRES | |
| | SECTION 32 | |
| NW 1/4 SW 1/4 | 12.9 ACRES | |
| | SECTION 33 | |
| NW 1/4 NE 1/4 | 3.4 ACRES | |
| NW 1/4 NW 1/4 | 3.9 ACRES | |
| | SECTION 34 | |
| NW 1/4 NW 1/4 | 8.3 ACRES | |
| SW 1/4 NW 1/4 | 22.3 ACRES | |
| SE 1/4 NW 1/4 | 11.5 ACRES | |
| NE 1/4 SW 1/4 | 4.6 ACRES | |
| | SECTION 35 | |
| TOWNSHIP 18 SOUTH, RANGE 46 EAST, W.M. | | |
| SE 1/4 SW 1/4 | 4.7 ACRES | |
| SW 1/4 SE 1/4 | 1.7 ACRES | |
| | SECTION 13 | |
| NE 1/4 SW 1/4 | 3.0 ACRES | |
| SE 1/4 SW 1/4 | 5.1 ACRES | |
| NE 1/4 SE 1/4 | 1.5 ACRES | |
| NW 1/4 SE 1/4 | 1.8 ACRES | |
| SW 1/4 SE 1/4 | 9.2 ACRES | |
| SE 1/4 SE 1/4 | 6.4 ACRES | |
| | SECTION 14 | |
| SE 1/4 SW 1/4 | 16.1 ACRES | |
| NW 1/4 SE 1/4 | 4.8 ACRES | |
| SW 1/4 SE 1/4 | 32.3 ACRES | |
| SE 1/4 SE 1/4 | 4.6 ACRES | |
| | SECTION 15 | |

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WATER RESOURCES DEPT
SALEM, OREGON

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|---------------|--|---------------------|
| NE 1/4 NW 1/4 | 4.0 ACRES | |
| NW 1/4 NW 1/4 | 6.5 ACRES | |
| SE 1/4 SE 1/4 | 6.1 ACRES | |
| | SECTION 23 | |
| NE 1/4 NE 1/4 | 0.7 ACRE | |
| NW 1/4 NE 1/4 | 1.2 ACRE | |
| SW 1/4 NE 1/4 | 3.1 ACRES | |
| NE 1/4 SW 1/4 | 3.0 ACRES | |
| | SECTION 24 | |
| SW 1/4 NW 1/4 | 5.4 ACRES | |
| SW 1/4 SW 1/4 | 1.3 ACRES | |
| | SECTION 25 | |
| SE 1/4 NE 1/4 | 9.8 ACRES | |
| NW 1/4 SE 1/4 | 2.3 ACRES | |
| SW 1/4 SE 1/4 | 2.0 ACRES | |
| | SECTION 26 | |
| SE 1/4 SE 1/4 | 3.5 ACRES | |
| | SECTION 27 | |
| NE 1/4 SW 1/4 | 6.1 ACRES | |
| SW 1/4 SW 1/4 | 2.7 ACRES | |
| | SECTION 34 | |
| SE 1/4 NE 1/4 | 8.9 ACRES | |
| NE 1/4 SE 1/4 | 6.0 ACRES | |
| | SECTION 35 | |
| NE 1/4 NW 1/4 | 5.7 ACRES | |
| NE 1/4 SW 1/4 | 3.8 ACRES | |
| | SECTION 36 | |
| | TOWNSHIP 19 SOUTH, RANGE 46 EAST, W.M. | |
| SE 1/4 NE 1/4 | 0.3 ACRE | |
| NE 1/4 SE 1/4 | 12.4 ACRES | |
| NW 1/4 SE 1/4 | 0.6 ACRE | |
| | SECTION 9 | |
| NW 1/4 SW 1/4 | 1.7 ACRES | |
| | SECTION 10 | |
| NW 1/4 SE 1/4 | 2.3 ACRES | |
| SW 1/4 SE 1/4 | 6.8 ACRES | |
| | SECTION 11 | |
| NE 1/4 SW 1/4 | 13.4 ACRES | |
| NW 1/4 SW 1/4 | 4.6 ACRES | |
| SW 1/4 SW 1/4 | 1.1 ACRES | |
| SE 1/4 SW 1/4 | 13.9 ACRES | |
| SW 1/4 SE 1/4 | 22.4 ACRES | |
| | SECTION 12 | |
| NE 1/4 NE 1/4 | 1.0 ACRE | |
| SW 1/4 SW 1/4 | 1.1 ACRES | |
| NE 1/4 SE 1/4 | 2.5 ACRES | |
| SE 1/4 SE 1/4 | 17.1 ACRES | |
| | SECTION 13 | |

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WATER RESOURCES DEPT
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| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|--|----------------|---------------------|
| SW 1/4 NE 1/4 | 0.2 ACRE | |
| NE 1/4 SW 1/4 | 0.8 ACRE | |
| NW 1/4 SE 1/4 | 2.5 ACRES | |
| | SECTION 23 | |
| NE 1/4 NW 1/4 | 1.4 ACRES | |
| NW 1/4 SW 1/4 | 0.2 ACRE | |
| SW 1/4 SW 1/4 | 1.8 ACRES | |
| | SECTION 36 | |
| TOWNSHIP 20 SOUTH, RANGE 45 EAST, W.M. | | |
| NW 1/4 NE 1/4 | 4.0 ACRES | |
| | SECTION 3 | |
| SE 1/4 NE 1/4 | 1.6 ACRES | |
| NE 1/4 SE 1/4 | 6.0 ACRES | |
| | SECTION 5 | |
| SW 1/4 NE 1/4 | 1.6 ACRES | |
| NW 1/4 SE 1/4 | 1.9 ACRES | |
| | SECTION 7 | |
| NW 1/4 SW 1/4 | 7.9 ACRES | |
| SW 1/4 SW 1/4 | 11.7 ACRES | |
| | SECTION 9 | |
| SE 1/4 SE 1/4 | 0.6 ACRE | |
| | SECTION 15 | |
| NE 1/4 NW 1/4 | 6.1 ACRES | |
| NW 1/4 NW 1/4 | 4.2 ACRES | |
| NE 1/4 SW 1/4 | 2.6 ACRES | |
| SW 1/4 SE 1/4 | 5.9 ACRES | |
| | SECTION 18 | |
| NE 1/4 NE 1/4 | 1.0 ACRE | |
| | SECTION 22 | |
| NW 1/4 NE 1/4 | 5.4 ACRES | |
| | SECTION 24 | |
| NW 1/4 SE 1/4 | 3.2 ACRES | |
| | SECTION 29 | |
| SE 1/4 SW 1/4 | 26.0 ACRES | |
| | SECTION 32 | |
| TOWNSHIP 20 SOUTH, RANGE 46 EAST, W.M. | | |
| NW 1/4 SW 1/4 | 19.7 ACRES | |
| SW 1/4 SW 1/4 | 11.8 ACRES | |
| | SECTION 2 | |
| NE 1/4 NW 1/4 | 7.6 ACRES | |
| NW 1/4 NW 1/4 | 9.3 ACRES | |
| SW 1/4 NW 1/4 | 13.4 ACRES | |
| NW 1/4 SW 1/4 | 5.0 ACRES | |
| | SECTION 11 | |
| NE 1/4 NE 1/4 | 2.1 ACRES | |
| SE 1/4 NE 1/4 | 2.0 ACRES | |
| SW 1/4 SW 1/4 | 8.3 ACRES | |
| | SECTION 12 | |

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| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|--|----------------|---------------------|
| NW 1/4 NE 1/4 | 3.5 ACRES | |
| NE 1/4 NW 1/4 | 11.5 ACRES | |
| SE 1/4 NW 1/4 | 2.7 ACRES | |
| SECTION 14 | | |
| TOWNSHIP 21 SOUTH, RANGE 45 EAST, W.M. | | |
| NE 1/4 SE 1/4 | 8.0 ACRES | |
| SECTION 2 | | |
| SW 1/4 SW 1/4 | 5.3 ACRES | |
| SE 1/4 SW 1/4 | 1.2 ACRES | |
| SECTION 6 | | |
| NW 1/4 NW 1/4 | 1.2 ACRES | |
| NW 1/4 SE 1/4 | | 4.2 ACRES |
| SW 1/4 SE 2/4 | | 12.3 ACRES |
| SE 1/4 SE 1/4 | 5.8 ACRES | |
| SECTION 7 | | |
| SE 1/4 NE 1/4 | 2.2 ACRES | |
| NE 1/4 NW 1/4 | 0.6 ACRES | |
| SECTION 11 | | |
| NE 1/4 SW 1/4 | 11.3 ACRES | |
| NW 1/4 SW 1/4 | 1.2 ACRES | |
| NE 1/4 SE 1/4 | 1.5 ACRES | |
| NW 1/4 SE 1/4 | 7.4 ACRES | |
| SW 1/4 SE 1/4 | 1.5 ACRES | |
| SE 1/4 SE 1/4 | 4.0 ACRES | |
| SECTION 12 | | |
| NW 1/4 SE 1/4 | 8.4 ACRES | |
| SECTION 14 | | |
| NW 1/4 NE 1/4 | | 0.2 ACRE |
| SW 1/4 SW 1/4 | 6.7 ACRES | |
| SE 1/4 SW 1/4 | 3.7 ACRES | |
| SECTION 18 | | |
| NE 1/4 SW 1/4 | 23.8 ACRES | |
| NW 1/4 SW 1/4 | 5.0 ACRES | |
| SECTION 22 | | |
| TOWNSHIP 21 SOUTH, RANGE 46 EAST, W.M. | | |

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WATER RESOURCES DEPT
SALEM, OREGON

Measurement, recording and reporting conditions:

- ①
- 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.

This right is limited to any deficiency in the available supply of any prior right existing for the same land.

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 screens and by-pass devices are to be in place, functional and approved by an ODFW representative prior to diversion of any water.

2

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.

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Actual construction work shall begin within one year from permit issuance. Complete application of the water to the use shall be made on or before October 1, 2011. 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 May 24, 2007

E. Timothy Ward for

Phillip C. Ward, Director

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WATER RESOURCES DEPT
SALEM, OREGON

Application S-71431 Water Resources Department
Basin 11 Volume 1 OWYHEE R

PERMIT S-54398
District 9



Oregon

John A. Kitzhaber, MD, Governor

Water Resources Department
North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1271
503-986-0900
FAX 503-986-0904

January 5, 2015

REFERENCE: Application for Extension of Time

Dear Extension of Time Applicant:

The Water Right Services Division has received your application for an extension of time for **APPLICATION FILE #: S-71431 (Permit S-54398)**. Your application will be reviewed in the future. Following the review, you will receive a Proposed Final Order either approving or rejecting the extension of time request. A 45-day protest period begins upon issuance of the Proposed Final Order. After the protest period closes, a Final Order is issued.

You may continue the use of water under your water right until the Water Resources Department formally takes action on your extension application. If your permit includes conditions, water use reporting, water level measurement reporting, etc., you are required to comply with the conditions.

Any additional development that occurs after the expired completion date, identified on the permit or an extension order, can only be claimed upon an approved extension application.

If you have questions concerning your extension of time application, please contact Corey Courchane at (503) 986-0825. For general information about the Water Resources Department, you may contact the Water Resources' Customer Service Group at (503) 986-0801 or you may access the Department's website at: www.wrd.state.or.us.

CLARK Gerry E

From: CLARK Gerry E
Sent: Tuesday, November 18, 2014 2:52 PM
To: 'mikehorton@fmtc.com'
Subject: Application S-71431, Permit S-54398
Attachments: S-71431 Assignment Attachment.pdf

Michael,

We had previously discussed the desire of the Owyhee Irrigation District having language consistent to the Attachment submitted with the Assignment request received by the Oregon Water Resources Department on September 25, 2003.

The Department does not have an issue with adding the language to any confirming right certificate issued for this permit. I have attached a copy of the Attachment to this message.

At the time that a Claim of Beneficial Use is submitted for this permit, please attach a copy of this message to the Claim.

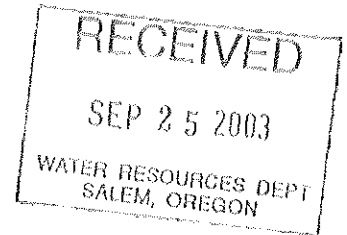
Thank You

Gerry

Gerry Clark
Water Right Services Division
Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301

Phone: 503-986-0811

ATTACHMENT



Name of Assignee of Application S-71431:

United States of America acting through Regional Director PN Region Bureau of Reclamation. The beneficial use of the water represented hereby is for the land owners within the Owyhee Irrigation District pursuant to relationships established by the Federal Reclamation Laws and repayment contract no. Ilr-876 dated August 29, 1951, as amended and supplemented, between the United States and the full supply districts of the Owyhee Project.

Address and telephone number of Assignee:

Bureau of Reclamation
1150 Curtis Road, Suite 100
Boise, ID 83706-1234
(208)378-5382



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97301-4172
503-378-3739
FAX 503-378-8130

October 3, 2003

Owyhee Irrigation District
17 South First Street
Nyssa, Oregon 97913

Reference: Application S-71431

The assignment from Owyhee Irrigation District to United States of America Bureau of Reclamation, has been recorded in the records of the Water Resources Department.

Our records have been changed accordingly and the original request is enclosed. Receipt number 63160 covering the recording fee of \$100.00 is also enclosed.

Sincerely,

Jerry Sauter
Water Rights Program Analyst

Enclosure: receipt 63160

cc: Watermaster 9
Bureau of Reclamation
Renee Moulun OWRD
Data Center, OWRD
Mary Rohling
File



ATTACHMENT



Name of Assignee of Application S-71431:

United States of America acting through Regional Director PN Region Bureau of Reclamation. The beneficial use of the water represented hereby is for the land owners within the Owyhee Irrigation District pursuant to relationships established by the Federal Reclamation Laws and repayment contract no. Ilr-876 dated August 29, 1951, as amended and supplemented, between the United States and the full supply districts of the Owyhee Project.

Address and telephone number of Assignee:

Bureau of Reclamation
1150 Curtis Road, Suite 100
Boise, ID 83706-1234
(208)378-5382

REQUEST FOR ASSIGNMENT

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SEP 25 2003
WATER RESOURCES DEPT
SALEM, OREGON

I, Owyhee Irrigation District
(Name of Applicant / Permit Holder)
17 South First Street Nyssa, OR 97913 (541) 372-3540
(mailing address) (City) (State) (Zip) (Phone #)

CHECK ONE

- ...hereby assign ***all my interest*** in and to application/permit;
- ...hereby assign ***all my interest*** in and to a ***portion*** of application/permit;
(You must include a map showing the portion of the application/permit to be assigned.)
- ...hereby assign ***a portion of my interest*** in and to the ***entire*** application/permit;

Application # S-71431, Permit # _____;

-OR-

GR Statement # _____, GR Certificate of Registration # _____

as filed in the office of the Water Resources Director, to:

See Attachment

(Name of New Owner) _____
OR
(mailing address) (City) (State) (Zip) (Phone #)

NOTE: *If there are other owners of the property described in this Application, Permit or Certificate of Ground Water Registration, you must provide a list of all other owners' names and mailing addresses and attach it to this form.*

I hereby certify that I have notified all other owners of the property described in this Application, Permit or Certificate of Registration of this request for assignment.

Witness my hand this 17th day of September, 2003.

Applicant/Permit holder [Signature]

Applicant/Permit holder _____

*OK 9/22/03
9/30/2003*

DO NOT WRITE IN THIS BOX

This certifies assignment and record change at Oregon Water Resources Department effective 8:00a.m. on date of receipt at Salem, Oregon.
- Fee receipt # 63160
- For Director by Jerry Sauter, Program Analyst in Water Rights Division [Signature]

The completed "Request for Assignment" form *must be* submitted to the Department along with the appropriate recording fees:

- ◆ \$25 for the first page, and
- ◆ \$5 for ***each*** additional page.
[as required by ORS 536.050(1)(d)]

WATER RESOURCES DEPARTMENT
158 12TH STREET NE
SALEM, OREGON 97301-4172

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| Acct # | Name | TWN | RNG | SEC | Quarter Quarters | AB | TL | New Permit Acres | |
|--|-------------------------|-----|-----|-----|---------------------|------|------|---------------------|------|
| 115500 | Duane Gibbs | 15 | 46 | 25 | NWSW | CB | 2800 | 3.9 | |
| | 590 Annex Rd. | 15 | 46 | 25 | SWSW | CC | 2800 | 2.0 | |
| | Ontario, OR 97914 | | | | | | | | |
| 60700 | Steven & Linda Shaw | 15 | 47 | 31 | NENE | AA | 5500 | 14.8 | |
| | James & Mabel Shaw | | | | | | | | |
| | 621 Foothill Dr | | | | | | | | |
| | Ontario OR, 97914 | | | | | | | | |
| 70200 | Dick DeHaven | 16 | 46 | 13 | SESE | DD | 3200 | 4.0 | |
| | 219 W Indianhead Rd | 16 | 46 | 13 | NESE | DA | 3200 | 4.2 | |
| | Weiser, ID 83672 | | | | | | | | |
| no | Ditchrider House | 16 | 47 | 7 | NWSE | DB | 3000 | 4.2 | |
| | C/O OID 17 S. First St. | | | | | | | | |
| | Nyssa, OR 97913 | | | | | | | | |
| 127200 | Cheney Bros | 16 | 47 | 14 | NWNW | BB | 2700 | 18.3 | |
| | 1073 Grunke Lane | 16 | 47 | 14 | SWNW | BC | 2700 | 36.3 | |
| | Weiser, ID 83672 | 16 | 47 | 14 | NWSW | CB | 2700 | 11.1 | |
| | | | 16 | 47 | 15 | NESE | DA | 2700 | 2.4 |
| | | | 16 | 47 | 15 | SENE | AC | 2700 | 30.4 |
| | | | | | | | | | |
| property previously did not have water rights | Duane Stoneman | 16 | 47 | 17 | SESE | DD | 6800 | 11.7 | |
| | 398 Juniper Rd | | | | | | | | |
| | Ontario, OR 97914 | | | | | | | | |
| | | | | | | | | | |
| 76600 | Gregory & Connie Graham | 16 | 47 | 17 | NESE | DA | 6700 | 15.5 | |
| | 1229 W 5th | | | | | | | | |
| | Weiser, ID 83672 | | | | | | | | |
| 70200 | Dick DeHaven | 16 | 47 | 18 | SWNE | AC | 3200 | 0.7 | |
| | 219 W Indianhead Rd | 16 | 47 | 18 | SWSW | CC | 3200 | 0.9 | |
| | Weiser, ID 83672 | 16 | 47 | 18 | NWSW | CB | 3200 | 28.0 | |
| | | | 16 | 47 | 18 | NESW | CA | 3200 | 0.6 |
| | | | 16 | 47 | 18 | SENW | BD | 3200 | 1.2 |
| | | | 16 | 47 | 18 | SWNW | BC | 3200 | 5.4 |
| 76200 | Guy Dean | 16 | 47 | 20 | NWNE | AB | 200 | 4.5 | |
| | 461 Hyline Dr. | 16 | 47 | 20 | SWNE | AC | 100 | 1.5 | |
| | Ontario, OR 97914 | 16 | 47 | 20 | SWNE | AC | 200 | 22.8 | |
| | | | 16 | 47 | 20 | SENW | BD | 200 | 1.3 |
| | | | 16 | 47 | 20 | NENW | BA | 200 | 5.7 |
| | | | 16 | 47 | 20 | SENE | AD | 200 | 14.9 |
| 72700 | Kelly Hunter | 16 | 47 | 20 | NESW | CA | 500 | 2.5 | |

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| | | | | | | | | | |
|--------|--|----|----|----|------|----|------|-----|--|
| | 439 Hyline Dr. Ontario, OR 97914 | | | | | | | | |
| 69500 | Manuel & Cathy Rose 401 Juniper Rd. Ontario, OR 97914 | 16 | 47 | 20 | NENE | AA | 100 | 0.1 | |
| | | 16 | 47 | 20 | NWNW | BB | 100 | 0.5 | |
| | | 16 | 47 | 20 | NENW | BA | 100 | 9.0 | |
| 72701 | James & Betty Moore PO BOX 1377 Ontario, OR 97914 | 16 | 47 | 20 | NWSW | CB | 501 | 6.7 | |
| 7100 | Dick & Jackie Rule | 16 | 47 | 21 | SWNW | BA | 900 | 3.3 | |
| 69000 | 440 Douglas Rd Ontario, OR 97914 | 16 | 47 | 21 | NESE | DA | 1400 | 5.4 | |
| | | 16 | 47 | 21 | SENW | BD | 900 | 1.7 | |
| | | 16 | 47 | 21 | NENW | BA | 900 | 0.5 | |
| | | 16 | 47 | 21 | NENW | BA | 900 | 5.1 | |
| | | 16 | 47 | 21 | NWNW | BB | 900 | 5.3 | |
| | | 17 | 47 | 5 | SWSW | CC | 1300 | 8.7 | |
| 73400 | L. G. Garcia 5041 Kemball RD Ontario, OR 97914 | 16 | 47 | 21 | SESE | DC | 1400 | 0.9 | |
| | | 16 | 47 | 21 | NESE | DA | 1400 | 5.4 | |
| 73000 | Rubie Jackson 132 Wellsprings Dr Ontario, OR 97914 | 16 | 47 | 21 | SWSE | DC | 1300 | 8.4 | |
| 72800 | James Johnson 7102 Bristol Lane Bozeman, MT 59715 | 16 | 47 | 21 | SESW | CD | 1100 | 2.5 | |
| | | 16 | 47 | 21 | SWSW | CC | 1100 | 2.3 | |
| 70900 | Wayne Palmer 5037 Hyline Rd Ontario, OR 97914 | 16 | 47 | 21 | NESW | CA | 1000 | 1.0 | |
| | | 16 | 47 | 21 | NWNE | AB | 5500 | 1.7 | |
| 75300 | Bill Grace | 16 | 47 | 22 | SWNW | BC | 500 | 3.5 | |
| 123900 | 255 Ivy Rd | 16 | 47 | 22 | NESW | CA | 700 | 0.6 | |
| 123500 | Ontario, OR 97914 | 16 | 47 | 22 | NESW | CA | 700 | 2.1 | |
| | | 16 | 47 | 22 | SESW | CD | 700 | 0.6 | |
| | | 16 | 47 | 22 | NWNE | AB | 1700 | 1.6 | |
| 12500 | Elmer Blaikie- Penelope Parker 3247 Laurelwood Dr. Twin Falls, ID 83301 | 16 | 47 | 22 | SWSE | DC | 1000 | 2.8 | |
| 61800 | Merle Maine | 16 | 47 | 28 | SWSW | CC | 1200 | 1.6 | |
| 71100 | 3196 SW 12th Ave Ontario, OR 97914 | | | | | | | | |

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|------------------------|---------------------------------------|----|----|----|------|----|------|------|
| 70400 | Glen & Rhoda Showalter | 16 | 47 | 29 | NENE | AA | 600 | 1.1 |
| | 4969 Hyline Rd | 16 | 47 | 29 | NENE | AA | 600 | 1.0 |
| | Ontario, OR 97914 | 16 | 47 | 29 | SENE | AD | 600 | 0.5 |
| 70700 | Esterholdt & Bell | 16 | 47 | 32 | NENW | BA | 3500 | 8.0 |
| | 251 Grove Rd | 16 | 47 | 32 | SENW | BD | 3500 | 16.8 |
| | RT 2 Box 822 | 16 | 47 | 32 | SENW | BD | 3500 | 5.0 |
| | Ontario, OR 97914 | 16 | 47 | 32 | SWNW | BC | 3500 | 39.3 |
| | | 16 | 47 | 32 | NWNW | BB | 3500 | 38.0 |
| | | 16 | 47 | 32 | NENW | BA | 3500 | 19.8 |
| 75400 | Euvada Carver | 16 | 47 | 32 | SESE | DD | 3800 | 11.5 |
| | 3252 West Key Bridge Dr. | | | | | | | |
| | Boise, ID 83705 | | | | | | | |
| 75700 | David & Rebecca Brake | 16 | 47 | 32 | NESW | CA | 3600 | 9.5 |
| | 430 Evergreen Rd | | | | | | | |
| | Ontario, OR 97914 | | | | | | | |
| 76900 | E. T. Caswell | 16 | 47 | 33 | SWSW | CC | 4600 | 19.0 |
| | 370 Evergreen Rd. | | | | | | | |
| | Ontario, OR 97914 | | | | | | | |
| 67500 | Dan & Christine Hart | 16 | 47 | 33 | SENW | BD | 4200 | 2.0 |
| 73800 | 5055 Hwy 201 | 17 | 46 | 13 | NESW | CA | 3300 | 9.5 |
| | Ontario, OR 97914 | 17 | 46 | 33 | NWSW | CA | 3300 | 0.5 |
| 69202 | James R Bear | 16 | 47 | 34 | SESW | CD | 7202 | 6.8 |
| | 268 Evergreen Rd | | | | | | | |
| | Ontario, OR 97914 | | | | | | | |
| 71800 | Silas Shaw | 16 | 47 | 34 | NWNW | BB | 6800 | 0.6 |
| | 291 Grove Rd | | | | | | | |
| | Ontario, OR 97914 | | | | | | | |
| 72000 | Steven Esterholdt | 16 | 47 | 34 | SWNW | BC | 6801 | 2.1 |
| | 251 Grove Rd | 16 | 47 | 34 | NEBW | BA | 6700 | 9.3 |
| | Ontario, OR 97914 | 16 | 47 | 34 | SENW | BD | 6700 | 2.7 |
| 125900 | Warren Farm Management | 16 | 47 | 34 | NESE | DA | 6300 | 4.6 |
| | 5885 Casitas Pass Rd. | 16 | 47 | 34 | SENE | AD | 6300 | 5.1 |
| | Ontario, OR 97914 | | | | | | | |
| 58401 58400 | John Bezates | 17 | 46 | 12 | NESE | DA | 3000 | 18.5 |
| | 4609 Power Rd 4620 Plum Ln | 17 | 47 | 7 | NESW | CA | 2200 | 3.4 |
| | Ontario, OR 97914 | 17 | 47 | 7 | NWSE | DB | 2200 | 3.1 |
| | | 17 | 47 | 7 | NWSW | CB | 2200 | 5.7 |
| | | 17 | 47 | 7 | NWSW | CB | 2200 | 3.3 |

| | | | | | | | | |
|-------|-------------------------|----|----|----|------|----|------|------|
| | | 17 | 47 | 7 | NWSW | CB | 2200 | 9.1 |
| 64600 | John Kane-Michael Kane | 17 | 46 | 23 | SWNE | AC | 800 | 3.7 |
| | 655 Ontario Heights Rd | 17 | 46 | 23 | NWSE | DB | 800 | 2.3 |
| | Ontario, OR 97914 | | | | | | | |
| 62000 | James Galligar | 17 | 46 | 24 | SESW | CD | 1900 | 0.8 |
| | 674 Ontario Heights RD | | | | | | | |
| | Ontario, OR 97914 | | | | | | | |
| 67401 | Gary & Loris Davis | 17 | 46 | 24 | NWSE | DB | 2100 | 2.0 |
| | 4362 Sage Rd | 17 | 46 | 24 | NWSE | DB | 2100 | 2.6 |
| | Ontario, OR 97914 | 17 | 46 | 24 | NWSE | DB | 2100 | 10.2 |
| | | 17 | 46 | 24 | NESE | DA | 2000 | 7.1 |
| | | 17 | 46 | 24 | NESW | CA | 1400 | 3.0 |
| | | 17 | 46 | 24 | SWNE | AC | 1400 | 5.0 |
| | | 17 | 46 | 24 | NESE | DA | 2000 | 7.1 |
| 63300 | Anthony Ferrarin | 17 | 46 | 24 | SWNW | BC | 1600 | 5.2 |
| | 4454 Sage Rd | | | | | | | |
| | Ontario, OR 97914 | | | | | | | |
| 67305 | Rogers Dairy | 17 | 46 | 24 | NWNE | AB | 1200 | 1.5 |
| | 4397 Community Rd | | | | | | | |
| | Ontario, OR 97914 | | | | | | | |
| 58600 | George Kingsbury | 17 | 46 | 25 | SWNE | AC | 2500 | 1.3 |
| | 4375 Community Rd | | | | | | | |
| | Ontario, OR 97914 | | | | | | | |
| 51900 | Duane Eberly | 17 | 46 | 25 | SWSW | CC | 3201 | 1.3 |
| | 4250 Hopkins | | | | | | | |
| | Ontario, OR 97914 | | | | | | | |
| 62900 | Devon & Marilyn Knutson | 17 | 46 | 25 | NWSW | CB | 3000 | 0.8 |
| | 4330 Sage Rd | | | | | | | |
| | Ontario, OR 97914 | | | | | | | |
| 66200 | Chuck Thomas | 17 | 46 | 25 | NWNW | BB | 2600 | 1.0 |
| | 703 Ontario Heights Rd | | | | | | | |
| | Ontario, OR 97914 | | | | | | | |
| 60800 | John Kane | 17 | 46 | 25 | NENW | BA | 2400 | 1.9 |
| | 655 Ontario Heights RD | | | | | | | |
| | Ontario, OR 97914 | | | | | | | |
| 60200 | Thomas Brasseur | 17 | 46 | 26 | SESE | DD | 4600 | 1.7 |
| | 719 Canyon 2 | | | | | | | |
| | Ontario, OR 97914 | | | | | | | |

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|-------|--|----|----|----|------|----|------|------|
| 53302 | Linda & Robert Williams 775 Canyon 3 Road Ontario, OR 97914 | 17 | 46 | 35 | NESW | CA | 5200 | 3.5 |
| 50100 | Peck & Gillette LLC 735 Canyone 3 Road Ontario, OR 97914 | 17 | 46 | 35 | SWSE | DC | 5400 | 3.2 |
| 54201 | Rural Road Ditriict #3 PO Drawer 99 Ontario, OR 97914 | 17 | 46 | 35 | NENE | AA | 4802 | 5.0 |
| 69200 | Morris Smith 256 Evergreen RD Ontario, OR 97914 | 17 | 47 | 3 | NENW | BA | 400 | 20.5 |
| 72501 | Raymond Trees 243 Evergreen Road Ontario, OR 97914 | 17 | 47 | 3 | NWNE | AB | 500 | 2.5 |
| 76700 | Allen & Linda Greenhaw 371 Evergreen Road Ontario, OR 97914 | 17 | 47 | 4 | NENW | BA | 300 | 2.6 |
| 72600 | Fred Roberts-Russell Roberts 391 Outlook Drive Ontario, OR 97914 | 17 | 47 | 5 | NENE | AA | 700 | 0.8 |
| | | 17 | 46 | 13 | SWSE | CD | 3300 | 12.6 |
| 72602 | Michael Bell 1253 SW 8th Ave Ontario, OR 97914 | 17 | 47 | 5 | SENE | AD | 901 | 4.0 |
| 72601 | Steven & Deanna Croft 4769 Hyline RD Joy Lynn Mourant Ontario, OR 97914 | 17 | 47 | 5 | SENE | AD | 800 | 3.5 |
| 58400 | Stella Bezates 4609 Power Rd Ontario, OR 97914 | 17 | 47 | 7 | SESE | DD | 2400 | 1.3 |
| | | 17 | 47 | 7 | NESE | DA | 2400 | 0.8 |
| | | 17 | 47 | 7 | SWSW | CC | 2400 | 0.8 |
| | | 17 | 47 | 7 | NWSW | CB | 2400 | 5.4 |
| 77200 | Thomas Tschida 4638 Power Rd Ontario, OR 97914 | 17 | 47 | 8 | NESW | CA | 3000 | 1.3 |
| 75000 | Robert & Eileen Mairs 326 Snowmoody Dr Ontario, OR 97914 | 17 | 47 | 9 | SENE | AD | 3400 | 1.7 |

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|-------|---|----|----|----|------|----|------|------|
| 63000 | Joseph Tucker POB 72 Ontario, OR 97914 | 17 | 47 | 17 | NWNW | BB | 6700 | 0.9 |
| 66000 | Rodney & Nancy Jones 4576 Plum Rd Ontario, OR 97914 | 17 | 47 | 18 | SWNW | BC | 8100 | 1.5 |
| 59600 | Ontario Asphalt 581 SW 33rd Ontario, OR 97914 | 17 | 47 | 19 | NESW | VA | 901 | 1.0 |
| | | 17 | 47 | 19 | SENW | BD | 600 | 3.0 |
| 60600 | Carlo Feniscottero 4438 Oak Rd Ontario, OR 97914 | 17 | 47 | 20 | NWSW | CB | 1700 | 0.6 |
| 60100 | Chester & Barbara Youngblood 4460 Oak Rd Ontario, OR 97914 | 17 | 47 | 20 | SWNW | BC | 1400 | 10.6 |
| 67100 | John Phillips 1037 SW 5th Ave Ontario, OR 97914 | 17 | 47 | 21 | NWNW | BB | 200 | 2.0 |
| 59205 | James & Addie Chancellor 735 River Street Payette, ID 83661 | 17 | 47 | 30 | SWSW | CC | 5204 | 5.0 |
| 66900 | George L White 519 ONTario Heights Rd Ontario, OR 97914 | 17 | 47 | 30 | SENE | AD | 4600 | 2.5 |
| | | 17 | 47 | 30 | NENE | AA | 4600 | 17.5 |
| 65200 | City Of Ontario 444 SW 4th Ave Ontario, OR 97914 | 17 | 47 | 32 | NWNW | BB | 7100 | 23.4 |
| | | 17 | 47 | 32 | SWNW | BC | 7200 | 28.6 |
| 52600 | Walking O Cattle CO Dave Westerbury 4077 Kochsmeir Rd Vale, OR 97918 | 18 | 45 | 7 | NENE | AA | 1902 | 0.8 |
| 55600 | Gary & Ann McClellan 4011 Saddler Vale, OR 97918 | 18 | 45 | 8 | NESE | DA | 3800 | 4.8 |
| 55900 | Kindschy Ranch LLC 2506 12th Ave East Vale, OR 97918 | 18 | 45 | 8 | SWNE | AC | 3501 | 0.7 |

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| | | | | | | | | |
|-------|---|----|----|----|------|----|------|------|
| 51400 | Henry W Buhrig 4557 John Day HWY Vale, OR 97918 | 18 | 45 | 8 | NENE | AA | 300 | 2.4 |
| 57500 | W. Allem Wodtli POB 853 Sweet Home, OR 97386 | 18 | 45 | 9 | NESW | CA | 4100 | 2.6 |
| 54100 | Jeffrey & Diane Burkhardt 3913 Halliday RD Vale, OR 97918 | 18 | 45 | 10 | SWSE | DC | 800 | 20.8 |
| 54500 | Dale Rossi 1402 Hillcrest Rd Vale, OR 97918 | 18 | 45 | 11 | SWSW | CC | 1000 | 12.0 |
| 56200 | Theo & Marilyn Moore 1264 Foothill Dr Vale, OR 97918 | 18 | 45 | 12 | NWSW | CB | 1901 | 12.4 |
| 58700 | Jack Wilks 674 Stenton Blvd Ontario, OR 97914 | 17 | 46 | 13 | SWSW | CC | 3600 | 14.0 |
| | | 17 | 46 | 14 | SESE | DD | 3600 | 8.0 |
| 54701 | Nathan & Terri Flint 1387 Hillcrest Dr. Vale, OR 97918 | 18 | 45 | 14 | NWNW | BB | 2401 | 5.6 |
| 56300 | Daniel Netcher 1450 Foothill Dr Ontario, OR 97914 | 18 | 45 | 15 | SENW | BD | 3400 | 5.0 |
| 52800 | CALA Inc 1275 Hwy 20/26 Vale, OR 97918 | 18 | 45 | 16 | NENW | BA | 4800 | 1.0 |
| 53200 | Dale Herr 737 Foothill Dr Ontario, OR 97914 | 18 | 46 | 2 | SENW | BD | 1800 | 4.4 |
| 52000 | Frank Gardner 1150 Willow Ln Vale, OR 97918 | 18 | 46 | 6 | NESW | CA | 1000 | 1.8 |
| 50900 | Anthony Cech 1196 Hillcrest Dr Vale, OR 97918 | 18 | 46 | 10 | NWSW | CB | 1200 | 0.1 |

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| | | | | | | | | |
|-------|---|----|----|----|------|----|------|------|
| 53600 | Pete & Stacey Captein 801 Foothill Dr. Ontario, OR 97914 | 18 | 46 | 10 | NWNE | AB | 2200 | 29.6 |
| 41500 | Marlow Pounds 891 Onion Ave Ontario, OR 97914 | 18 | 46 | 27 | NWNW | BB | 7000 | 6.0 |
| 48000 | Mark Delong 2090 7th Ave West Vale, OR 97918 | 18 | 46 | 27 | SENW | BD | 6900 | 1.9 |
| 47800 | George Kitamura 979 Onion Ave Ontario, OR 97914 | 18 | 46 | 28 | NWNW | BB | 3900 | 1.5 |
| | | 18 | 46 | 28 | NENW | BA | 3900 | 5.1 |
| 46300 | C.H. Munsterman 925 Onion Ave Ontario, OR 97914 | 18 | 46 | 28 | NWNE | AB | 3000 | 0.7 |
| 44700 | George Kolb 3771 Arabian Dr. Ontario, OR 97914 | 18 | 46 | 29 | SENE | AD | 4200 | 3.2 |
| | | 18 | 46 | 29 | SWNE | AC | 4200 | 14.5 |
| | | 18 | 46 | 29 | NESE | DA | 4200 | 3.4 |
| 44400 | Daniel & Lynette Anderson 3750 Morgan Ave Ontario, OR 97914 | 18 | 46 | 29 | NWSW | CB | 4600 | 2.7 |
| 45700 | Lee Farms Inc 1144 Hwy 20/26 Ontario, OR 97914 | 18 | 46 | 29 | NENE | AA | 4000 | 5.7 |
| 49300 | Edward & Sherri Gheen 3743 Morgan Ln Ontario, OR 97914 | 18 | 46 | 30 | SWNE | AC | 5200 | 8.7 |
| | | 18 | 46 | 30 | NWSE | DB | 5200 | 1.3 |
| | | 18 | 46 | 30 | SENE | AD | 5200 | 8.5 |
| 49100 | Wendy Anthony 60 N Dorian Dr Ontario, OR 97914 | 18 | 46 | 32 | NWSE | DB | 6300 | 2.4 |
| | | 18 | 46 | 32 | NWNE | AC | 6400 | 1.8 |
| 44500 | Jimmy & Ilena Knott Alven & Jeana Hall 1013 Morgan Ontario, OR 97914 | 18 | 46 | 32 | NENE | AA | 6500 | 14.0 |
| | | 18 | 46 | 32 | SENE | AD | 6500 | 4.1 |
| 43800 | Clifford Harris 3600 Arabian Dr Ontario, OR 97914 | 18 | 46 | 33 | NWSW | CB | 7100 | 12.9 |

| | | | | | | | | |
|---------------------------|--|----|----|----|------|----|------|------|
| 46700 | Bret & Sheila Turner 897 Morgan Ave Ontario, OR 97914 | 18 | 46 | 34 | NWNW | BB | 7200 | 3.9 |
| 50100 | Peck & Gillette 735 Canyon 3 Ontario, OR 97914 | 18 | 46 | 34 | NWNE | AB | 7901 | 3.4 |
| 39900 | Kerma Olsen 807 Adrian Blvd Nyssa, OR 97913 | 19 | 46 | 13 | SESW | CD | 3800 | 4.7 |
| 39804 | Richard & Ann Hammer 698 Eureka Ave Nyssa, OR 97913 | 19 | 46 | 14 | SESE | DD | 4000 | 2.3 |
| | | 19 | 46 | 14 | NESE | DA | 5400 | 1.5 |
| 39701 | Max Moore C/O John Moore 766 Eureka Ave Nyssa, OR 97913 | 19 | 46 | 14 | SESE | DD | 5200 | 4.1 |
| | | 19 | 46 | 14 | NESW | CA | 5000 | 3.0 |
| | | 19 | 46 | 14 | SESW | CD | 5200 | 5.1 |
| | | 19 | 46 | 14 | SWSE | DC | 5200 | 9.2 |
| | | 19 | 46 | 14 | NWSE | DB | 5200 | 1.8 |
| 84600 | Kesler Farms 3331 Grey Blvd Nyssa, OR 97913 | 19 | 46 | 15 | SWSE | DC | 5600 | 32.3 |
| | | 19 | 46 | 15 | SESW | CD | 2200 | 16.1 |
| | | 19 | 46 | 15 | SESE | DD | 2200 | 4.6 |
| | | 19 | 46 | 15 | NWSE | DB | 2200 | 4.8 |
| 27700 | Owen Froerer 3150 Echo Rd Nyssa, OR 97913 | 19 | 46 | 23 | NWNW | BB | 200 | 6.5 |
| 37900 | Duane Butchel 724 Columbia Nyssa, OR 97913 | 19 | 46 | 23 | SESE | DD | 1700 | 1.6 |
| | | 19 | 46 | 23 | SESE | DD | 1702 | 4.5 |
| 36200 | Tom Moore 775 Eureka Nyssa, OR 97913 | 19 | 46 | 23 | NENW | BA | 1200 | 4.0 |
| 87100 | Robert & Glenna Thiel 652 Cloverdale Nyssa, OR 97913 | 19 | 46 | 24 | NWNE | AB | 1800 | 1.2 |
| | | 19 | 46 | 24 | NENE | AA | 1800 | 0.7 |
| | | 19 | 46 | 24 | SWNE | AC | 1800 | 3.1 |
| 39302 39300 | John Pittz 677 Eureka Nyssa, OR 97913 | 19 | 46 | 24 | NESW | CA | 1900 | 3.0 |
| 29400 | Dean Peterson PO Box 2351 | 19 | 46 | 26 | NWSE | DB | 3900 | 2.3 |
| | | 19 | 46 | 26 | SWSE | DC | 3900 | 2.0 |



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 WATER RESOURCES DEPT
 SALEM, OREGON

| | | | | | | | | |
|-------|--|----|----|----|------|----|------|------|
| | Nyssa, OR 97913 | | | | | | | |
| 35802 | Katrina Beaty 3101 Grey Blvd Nyssa, OR 97913 | 19 | 46 | 27 | SESE | DD | 4801 | 3.5 |
| 27500 | Carolyn Blaylock 3040 Kimberly Rd Nyssa, OR 97913 | 19 | 46 | 34 | SWSW | CC | 5500 | 2.7 |
| | | 19 | 46 | 34 | NESW | CA | 5500 | 6.1 |
| 32500 | Bruce & Arlene Bowe PO Box 2533 Nyssa, OR 97913 | 19 | 46 | 35 | SENE | AD | 5701 | 8.9 |
| | | 19 | 46 | 35 | NESE | DA | 5701 | 6.0 |
| 83101 | Maxine Stringer 1600 Park Ave Nyssa, OR 97913 | 19 | 46 | 36 | NENW | BA | 6601 | 5.7 |
| 80600 | Larry Sparks 498 Columbia Nyssa, OR 97913 | 19 | 46 | 36 | NESW | CA | 7000 | 3.2 |
| | | 19 | 46 | 36 | NESW | CA | 7000 | 0.6 |
| 23900 | Curtis Sauret 1435 Cow Hollow Rd Nyssa, OR 97913 | 20 | 45 | 9 | SENE | AD | 200 | 0.3 |
| | | 20 | 45 | 9 | NWSE | DB | 200 | 0.6 |
| | | 20 | 45 | 9 | NESE | DA | 200 | 12.4 |
| | | 20 | 45 | 10 | NWSW | CB | 200 | 1.7 |
| 26300 | Marvin & Shirley Fountain 1328 Cow Hollow Rd Nyssa, OR 97913 | 20 | 45 | 11 | NWSE | DB | 600 | 2.3 |
| | | 20 | 45 | 11 | SWSE | DC | 600 | 6.8 |
| 24200 | Florence Bancroft 2218 NE 53 Ave Portland, OR 97213 | 20 | 45 | 12 | SWSE | DC | 800 | 22.4 |
| | | 20 | 45 | 13 | NENE | AA | 800 | 1.0 |
| 25300 | Vaughn Schuilthies 2779 Twilight Nyssa, OR 97913 | 20 | 45 | 13 | NESE | DA | 900 | 2.5 |
| | | 20 | 45 | 13 | SESE | DD | 900 | 17.1 |
| | | 20 | 46 | 18 | NESW | BA | 4200 | 6.1 |
| | | 20 | 46 | 18 | NWNW | BB | 4200 | 4.2 |
| 47900 | Dana Tuckness 3725 Vista Dr Onario, OR 97914 | 18 | 46 | 24 | SWSW | CC | 3201 | 7.0 |
| | | 18 | 46 | 24 | SESW | CD | 3201 | 10.0 |
| 45200 | Kennington Farms 745 Morgan Ave Ontario, OR 97914 | 18 | 46 | 35 | SENE | BD | 8205 | 11.5 |
| | | 18 | 46 | 35 | SWNW | BC | 8205 | 12.1 |
| | | 18 | 46 | 26 | NESW | CA | 6100 | 4.5 |
| | | 18 | 46 | 26 | NESW | CA | 6100 | 6.4 |
| | | 18 | 46 | 26 | NWSW | CB | 6100 | 3.4 |

| | | | | | | | | |
|-------|--|----|----|----|------|----|------|------|
| | | 18 | 46 | 35 | NESW | CA | 8103 | 4.6 |
| | | 18 | 46 | 35 | NWNW | BB | 8205 | 4.0 |
| | | 18 | 46 | 13 | SWSW | CC | 1500 | 1.1 |
| 20800 | Dennis Wilson 1280 Klamath Nyssa, OR 97913 | 20 | 45 | 13 | SWSW | CC | 1500 | 1.1 |
| 25400 | Jordan Dimock 2635 Mithcell Butte Rd Nyssa, OR 97913 | 20 | 45 | 23 | NESW | CA | 300 | 0.8 |
| | | 20 | 45 | 23 | NWSE | DB | 300 | 2.7 |
| 12900 | Fred Astoreca C/O Audrey Tracy 368 Samble Island Rd Nyssa, OR 97913 | 20 | 45 | 36 | SWSW | | 3600 | 1.8 |
| | | 20 | 45 | 36 | NWSE | | 3600 | 0.2 |
| 20400 | Kenneth Wilson 1281 Owhyee Ave Nyssa, OR 97913 | 20 | 45 | 36 | NENW | BA | 3500 | 1.4 |
| 31600 | Robert & Terri Waibel 857 Cloverdale Rd Nyssa, OR 97913 | 20 | 46 | 3 | NWNE | AB | 1300 | 4.0 |
| 27401 | Duane & Debbie Petty 988 Enterprise Nyssa, OR 97913 | 20 | 46 | 5 | NESE | DA | 903 | 6.0 |
| | | 20 | 46 | 5 | SENE | AD | 903 | 1.6 |
| 21800 | Sharon Rodgers 2867 Lytle Blvd Nyssa, OR 97913 | 20 | 46 | 9 | SWSW | CC | 1900 | 11.7 |
| | | 20 | 46 | 9 | NWSW | CB | 1900 | 7.9 |
| 33400 | David & Tonya Bunker 2705 Heritage Dr Nyssa, OR 97913 | 20 | 46 | 15 | SESE | DD | 6000 | 0.6 |
| 24601 | Danny & Rebecca Page 2740 Norwood Dr Nyssa, OR 97913 | 20 | 43 | 18 | SWSE | DC | 4601 | 5.9 |
| 26700 | Jack Cummings 2746 Norwood Dr Nyssa, OR 97913 | 20 | 43 | 18 | NESW | CA | 4400 | 2.6 |
| 3010 | James Graham PO BOX 2509 Nyssa, OR 97913 | 20 | 46 | 22 | NENE | AA | 100 | 1.0 |



| | | | | | | | | |
|-------|---|----|----|----|------|----|------|------|
| 80300 | Ballantyne-Wettstein 2706 S Hwy 201 Nyssa, OR 97913 | 20 | 46 | 24 | NWNE | AB | 2300 | 5.4 |
| 13900 | Archie Atagi 934 Owyhee Ave Nyssa, OR 97913 | 20 | 46 | 29 | NWSE | DB | 4901 | 3.2 |
| 6100 | Bennet Farms LLC 2360 Toombs Rd Nyssa, OR 97913 | 20 | 46 | 32 | SESW | CD | 8000 | 26.0 |
| | | 21 | 46 | 2 | NESE | DA | 2400 | 8.0 |
| 12201 | Robert & Frances Ebbers 2241 Rock Springs Nyssa, OR 97913 | 21 | 45 | 2 | NWSW | CB | 900 | 19.7 |
| | | 21 | 45 | 2 | SWSW | CC | 900 | 8.0 |
| | | 21 | 45 | 2 | SWSW | CC | 900 | 3.8 |
| | | 21 | 45 | 11 | NWSW | CB | 900 | 5.0 |
| | | 21 | 45 | 11 | NWNW | BB | 900 | 9.3 |
| | | 21 | 45 | 11 | SWNW | BC | 900 | 13.4 |
| | | 21 | 45 | 11 | NENW | BA | 900 | 7.6 |
| 12600 | Gary Cleaver 2280 Owhyee Lake Rd Nyssa, OR 97913 | 21 | 45 | 12 | NENE | AA | 1500 | 2.1 |
| | | 21 | 45 | 12 | SENE | AD | 1500 | 2.0 |
| 12400 | Robert Butler PO BOX 430 Vale, OR 97918 | 21 | 45 | 12 | SWSW | CC | 1400 | 8.3 |
| 11900 | Lawrence Miller 2197 Rock Springs Nyssa, OR 97913 | 21 | 45 | 14 | SENW | BD | 2700 | 2.7 |
| | | 21 | 45 | 14 | NENW | BA | 2700 | 11.5 |
| | | 21 | 45 | 14 | NWNE | AB | 2700 | 3.5 |
| 4900 | Young Lands 1190 Overstreet Nyssa, OR 97913 | 21 | 46 | 6 | SESW | CD | 2900 | 1.2 |
| | | 21 | 46 | 6 | SWSW | CC | 2800 | 0.4 |
| | | 21 | 46 | 6 | SWSW | CC | 2900 | 4.9 |
| | | 21 | 46 | 7 | SWSE | DC | 3000 | 12.3 |
| | | 21 | 46 | 7 | NWSE | DB | 3000 | 4.2 |
| | | 21 | 46 | 7 | NWNW | BB | 2900 | 1.2 |
| | | 21 | 46 | 7 | SESE | DD | 3800 | 5.8 |
| 6000 | Brent & Kay May 761 Overstreet Nyssa, OR 97913 | 21 | 46 | 11 | NENW | BA | 4600 | 0.6 |
| 4500 | Eric White 2257 Hwy 201 Nyssa, OR 97913 | 21 | 46 | 12 | NWSE | DB | 6500 | 7.4 |
| | | 21 | 46 | 12 | NESE | DA | 6500 | 1.5 |
| | | 21 | 46 | 12 | SWSE | DC | 6500 | 1.5 |
| | | 21 | 46 | 12 | SESE | DD | 6500 | 4.0 |

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 SEP 25 2003
 WATER RESOURCES DEPT
 SALEM, OREGON

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 WATER RESOURCES DEPT
 SALEM, OREGON

| | | | | | | | | |
|-------|----------------------------|----|----|----|------|----|------|------|
| 6700 | Michael & Caron Warren | 21 | 46 | 12 | NESW | CA | 6200 | 11.3 |
| | 694 Mendiola | 21 | 46 | 12 | NWSW | CB | 6200 | 1.2 |
| | Nyssa, OR 97913 | | | | | | | |
| 9700 | Timothy & Jeanette Farrell | 21 | 46 | 14 | NWSE | DB | 7500 | 8.4 |
| | RR1 Box 1123 | | | | | | | |
| | Homedale, ID 83628 | | | | | | | |
| 5000 | Dorn Enterprises | 21 | 46 | 18 | SESW | CD | 5400 | 3.7 |
| | 453 Polos Verdes Dr W | 21 | 46 | 18 | SWSW | CC | 5400 | 6.7 |
| | Palos Verdes Est | | | | | | | |
| | Gardena, CA 90274 | | | | | | | |
| 77800 | Flora Willaimason | 17 | 47 | 3 | SWSW | CC | 3000 | 3.0 |
| | 4715 S Kimball Rd | 17 | 47 | 3 | SESW | CD | 3000 | 12.3 |
| | Ontario, OR 97914 | | | | | | | |
| 66000 | Rodney Jones | 17 | 47 | 18 | NWNW | BB | 8100 | 10.1 |
| | 4576 Plum Lane | | | | | | | |
| | Ontario, OR 97914 | | | | | | | |
| 66000 | George & Betty Else | 18 | 46 | 35 | NWNW | BB | 8100 | 4.3 |
| | 3658 Licoln Dr | 18 | 46 | 35 | SWNW | BC | 8100 | 10.2 |
| | Ontario, OR 97914 | | | | | | | |
| 37500 | Henry Esplin | 19 | 46 | 25 | SWNW | BC | 3001 | 5.4 |
| | 3127 Kimberly | 19 | 46 | 26 | SENE | AD | 3001 | 9.8 |
| | Nyssa, OR 97913 | | | | | | | |
| 23600 | Robert & Martha Scott | 20 | 45 | 12 | NESW | CA | 700 | 13.4 |
| | 9699 N Applegate Rd | 20 | 45 | 12 | NWSW | CB | 700 | 4.6 |
| | Grants Pass, OR 97527 | 20 | 45 | 12 | SWSW | CC | 700 | 1.1 |
| | | 20 | 45 | 12 | SESW | CD | 700 | 13.9 |
| 21200 | Joan Schulthies | 20 | 46 | 7 | SWNE | AC | 1500 | 1.6 |
| | 1100 Grand Ave | 20 | 46 | 7 | NWSE | BD | 1500 | 1.9 |
| | Nyssa, OR 97913 | | | | | | | |
| 9500 | Kenneth Davis | 21 | 46 | 11 | SENE | AD | 4400 | 2.2 |
| | 2275 Kingman Rd | | | | | | | |
| | Nyssa, OR 97913 | | | | | | | |
| 11700 | Hartley Land | 21 | 46 | 18 | NWNE | AB | 3300 | 0.2 |
| | POB 2643 | | | | | | | |
| | Nyssa, OR 97913 | | | | | | | |
| 2200 | John Wiggins | 21 | 46 | 22 | NESW | CA | 404 | 23.8 |
| | 856 Emerald Slope | 21 | 46 | 22 | NWSW | CB | 404 | 5.0 |
| | Nyssa, OR 97913 | | | | | | | |

STATE OF OREGON
WATER RESOURCES DEPARTMENT

158 12TH ST. N.E.
 SALEM, OR 97301-4172
 378-8455 / 378-8130 (FAX)

RECEIPT # **63160**

INVOICE # _____

RECEIVED FROM: Owyhee Irrigation District
 BY: _____

| | |
|-------------|---------|
| APPLICATION | S 71431 |
| PERMIT | |
| TRANSFER | |

CASH: CHECK:# 6056 OTHER: (IDENTIFY)

TOTAL REC'D \$ 100.00

0401 TREASURY 0417 WRD MISC CASH ACCT

| | | | |
|------|-------------------|--|----|
| 0407 | COPIES | | \$ |
| | OTHER: (IDENTIFY) | | \$ |
| | OTHER: (IDENTIFY) | | \$ |

0427 WRD OPERATING ACCT

| | | | |
|--------------------------|--------------------------|-----------------|--------------------|
| MISCELLANEOUS | | | |
| 0407 | COPY & TAPE FEES | | \$ |
| 0410 | RESEARCH FEES | | \$ |
| 0408 | MISC REVENUE: (IDENTIFY) | <u>Assign</u> | \$ 100.00 |
| TC162 | DEPOSIT LIAB. (IDENTIFY) | | \$ |
| 0240 | EXTENSION OF TIME | | \$ |
| WATER RIGHTS: | | | |
| 0201 | SURFACE WATER | EXAM FEE | RECORD FEE |
| 0203 | GROUND WATER | \$ | 0202 \$ |
| 0205 | TRANSFER | \$ | 0204 \$ |
| WELL CONSTRUCTION | | | |
| 0218 | WELL DRILL CONSTRUCTOR | EXAM FEE | LICENSE FEE |
| | LANDOWNER'S PERMIT | \$ | 0219 \$ |
| | | | 0220 \$ |
| | OTHER (IDENTIFY) | | |

0536 TREASURY 0437 WELL CONST. START FEE

| | | | |
|------|----------------------|----|--------|
| 0211 | WELL CONST START FEE | \$ | CARD # |
| 0210 | MONITORING WELLS | \$ | CARD # |
| | OTHER (IDENTIFY) | | |

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

| | | | |
|------|---------------------------|--|----|
| 0233 | POWER LICENSE FEE (FWWRD) | | \$ |
| 0231 | HYDRO LICENSE FEE (FWWRD) | | \$ |
| | HYDRO APPLICATION | | \$ |

TREASURY OTHER / RDX

FUND _____ TITLE _____
 OBJ. CODE _____ VENDOR # _____
 DESCRIPTION _____ \$ _____

RECEIPT: **63160**

DATED: 9/25/03 BY: Cornie Vance

Gerry Clark

From: Gerry Clark
Sent: Thursday, September 20, 2012 11:13 AM
To: 'Mike Posada'
Cc: Lauri Bauer; Joshua Dorris
Subject: RE: Owyhee Irrigation District (OID) Permit S-54398 mapping scale change request

Mike,

I do not see a problem with the scale that you are proposing. Your request for a waiver regarding the mapping scale is approved.

As for the maps being created in color, as long the place of use can be determined if the image is copied as a black and white image, the color maps should be fine.

Please place a copy of this waiver approval with the Claim when it is submitted.

Please let me know if you have any questions related to this message.

Gerry

Gerry Clark
Water Right Services Division
Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301

Phone: 503-986-0811
Fax: 503-986-0901

WRD Home Page: www.wrd.state.or.us

From: Mike Posada [<mailto:mposada@andersonperry.com>]
Sent: Monday, September 17, 2012 2:03 PM
To: Gerry Clark
Cc: Lauri Bauer; Joshua Dorris
Subject: Owyhee Irrigation District (OID) Permit S-54398 mapping scale change request

Good afternoon Gerry,

We are working on the COBU report and maps for OID Permit S-54398. The water rights (primary and supplemental) of permit are spread out over a very large area of the district. We have come up with a template for the COBU maps that is at a scale of 1" = 800' in order to show sufficient detail of the rights in relationship to roads, HB3111 rights, pipelines, canals and laterals. We have created the maps at this scale so that there will be one map per section. We would like to request a waiver on the scale of the maps to include 1" = 800'. Also we have created these maps in color to help with clarity, please let us know if that will be ok. I have attached an example map for you to look at.

Thank you very much for your time.

Sincerely,
Mike

STATE OF OREGON

COUNTY OF MALHEUR

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

BUREAU OF RECLAMATION
1150 CURTIS ROAD, SUITE 100
BOISE, ID 83706-1234

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

APPLICATION FILE NUMBER: S-71431

SOURCE OF WATER: OWYHEE RESERVOIR, CONSTRUCTED UNDER PERMIT R-599, ON THE OWYHEE RIVER

PURPOSE OR USE: IRRIGATION OF 1679.5 ACRES AND SUPPLEMENTAL IRRIGATION OF 74.4 ACRES

MAXIMUM RATE/VOLUME ALLOWED: 7015.6 ACRE-FEET PER YEAR

PERIOD OF USE: APRIL 1 TO OCTOBER 15

DATE OF PRIORITY: MARCH 25, 1991

POINT OF DIVERSION LOCATION: NW 1/4 SW 1/4, SECTION 21, T22S, R45E, W.M.; 264 FEET SOUTH AND 495 FEET EAST FROM WEST 1/4 CORNER, SECTION 21

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

THE PLACE OF USE IS LOCATED AS FOLLOWS:

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|--|----------------|---------------------|
| NW 1/4 SW 1/4 | 3.9 ACRES | |
| SW 1/4 SW 1/4 | 2.0 ACRES | |
| SECTION 25 | | |
| TOWNSHIP 15 SOUTH, RANGE 46 EAST, W.M. | | |
| NE 1/4 NE 1/4 | | 14.8 ACRES |
| SECTION 31 | | |
| TOWNSHIP 15 SOUTH, RANGE 47 EAST, W.M. | | |
| NE 1/4 SE 1/4 | 4.2 ACRES | |
| SE 1/4 SE 1/4 | 4.0 ACRES | |
| SECTION 13 | | |
| TOWNSHIP 16 SOUTH, RANGE 46 EAST, W.M. | | |

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|---------------|----------------|---------------------|
| NW 1/4 SE 1/4 | 4.2 ACRES | |
| | SECTION 7 | |
| NW 1/4 NW 1/4 | 18.3 ACRES | |
| SW 1/4 NW 1/4 | 36.3 ACRES | |
| NW 1/4 SW 1/4 | 11.1 ACRES | |
| | SECTION 14 | |
| SE 1/4 NE 1/4 | 30.4 ACRES | |
| NE 1/4 SE 1/4 | 2.4 ACRES | |
| | SECTION 15 | |
| NE 1/4 SE 1/4 | 15.5 ACRES | |
| SE 1/4 SE 1/4 | 11.7 ACRES | |
| | SECTION 17 | |
| SW 1/4 NE 1/4 | 0.7 ACRE | |
| SW 1/4 NW 1/4 | 5.4 ACRES | |
| SE 1/4 NW 1/4 | 1.2 ACRES | |
| NE 1/4 SW 1/4 | 0.6 ACRE | |
| NW 1/4 SW 1/4 | 28.0 ACRES | |
| SW 1/4 SW 1/4 | 0.9 ACRE | |
| | SECTION 18 | |
| NE 1/4 NE 1/4 | 0.1 ACRE | |
| NW 1/4 NE 1/4 | 6.0 ACRES | |
| SW 1/4 NE 1/4 | 24.1 ACRES | |
| SE 1/4 NE 1/4 | 14.9 ACRES | |
| NE 1/4 NW 1/4 | 9.5 ACRES | |
| NW 1/4 NW 1/4 | 0.5 ACRE | |
| SE 1/4 NW 1/4 | 5.7 ACRES | |
| NE 1/4 SW 1/4 | 2.5 ACRES | |
| NW 1/4 SW 1/4 | 6.7 ACRES | |
| | SECTION 20 | |
| NE 1/4 NW 1/4 | 5.6 ACRES | |
| NW 1/4 NW 1/4 | 5.3 ACRES | |
| SW 1/4 NW 1/4 | 3.3 ACRES | |
| SE 1/4 NW 1/4 | 1.7 ACRES | |
| NE 1/4 SW 1/4 | 1.0 ACRE | |
| SW 1/4 SW 1/4 | 2.3 ACRES | |
| SE 1/4 SW 1/4 | 2.5 ACRES | |
| NE 1/4 SE 1/4 | 5.4 ACRES | |
| SW 1/4 SE 1/4 | 8.4 ACRES | |
| SE 1/4 SE 1/4 | 0.9 ACRE | |
| | SECTION 21 | |
| SW 1/4 NW 1/4 | 3.5 ACRES | |
| NE 1/4 SW 1/4 | 2.7 ACRES | |
| SE 1/4 SW 1/4 | 0.6 ACRE | |
| SW 1/4 SE 1/4 | 2.8 ACRES | |
| | SECTION 22 | |
| NW 1/4 NE 1/4 | 1.7 ACRES | |
| | SECTION 27 | |

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|---------------|--|---------------------|
| NW 1/4 NE 1/4 | 1.6 ACRES | |
| SW 1/4 SW 1/4 | 1.6 ACRES | |
| | SECTION 28 | |
| NE 1/4 NE 1/4 | 2.1 ACRES | |
| SE 1/4 NE 1/4 | 0.5 ACRE | |
| | SECTION 29 | |
| NE 1/4 NW 1/4 | 27.8 ACRES | |
| NW 1/4 NW 1/4 | 38.0 ACRES | |
| SW 1/4 NW 1/4 | 39.3 ACRES | |
| SE 1/4 NW 1/4 | 21.9 ACRES | |
| NE 1/4 SW 1/4 | 9.5 ACRES | |
| SE 1/4 SE 1/4 | 11.5 ACRES | |
| | SECTION 32 | |
| SE 1/4 NW 1/4 | 2.0 ACRES | |
| SW 1/4 SW 1/4 | 19.0 ACRES | |
| NE 1/4 SE 1/4 | 6.2 ACRES | |
| NW 1/4 SE 1/4 | 5.4 ACRES | |
| | SECTION 33 | |
| SE 1/4 NE 1/4 | 5.1 ACRES | |
| NE 1/4 NW 1/4 | 9.3 ACRES | |
| NW 1/4 NW 1/4 | 0.6 ACRE | |
| SW 1/4 NW 1/4 | 2.1 ACRES | |
| SE 1/4 NW 1/4 | 2.7 ACRES | |
| SE 1/4 SW 1/4 | 6.8 ACRES | |
| NE 1/4 SE 1/4 | 4.6 ACRES | |
| | SECTION 34 | |
| | TOWNSHIP 16 SOUTH, RANGE 47 EAST, W.M. | |
| NE 1/4 SE 1/4 | 18.5 ACRES | |
| | SECTION 12 | |
| NE 1/4 SW 1/4 | 9.5 ACRES | |
| NW 1/4 SW 1/4 | 0.5 ACRE | |
| SW 1/4 SW 1/4 | 14.0 ACRES | |
| SW 1/4 SE 1/4 | 12.6 ACRES | |
| | SECTION 13 | |
| SE 1/4 SE 1/4 | 8.0 ACRES | |
| | SECTION 14 | |
| SW 1/4 NE 1/4 | 3.7 ACRES | |
| NW 1/4 SE 1/4 | 2.3 ACRES | |
| | SECTION 23 | |
| NW 1/4 NE 1/4 | 1.5 ACRES | |
| SW 1/4 NE 1/4 | 5.0 ACRES | |
| SW 1/4 NW 1/4 | 5.2 ACRES | |
| NE 1/4 SW 1/4 | 3.0 ACRES | |
| SE 1/4 SW 1/4 | 0.8 ACRE | |
| NE 1/4 SE 1/4 | 14.2 ACRES | |
| NW 1/4 SE 1/4 | 14.8 ACRES | |
| | SECTION 24 | |

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|--|----------------|---------------------|
| SW 1/4 NE 1/4 | 1.3 ACRES | |
| NE 1/4 NW 1/4 | 1.9 ACRES | |
| NW 1/4 NW 1/4 | 1.0 ACRE | |
| NW 1/4 SW 1/4 | 0.8 ACRE | |
| SW 1/4 SW 1/4 | 1.3 ACRES | |
| | SECTION 25 | |
| SE 1/4 SE 1/4 | 1.7 ACRES | |
| | SECTION 26 | |
| NE 1/4 NE 1/4 | 5.0 ACRES | |
| NE 1/4 SW 1/4 | 3.5 ACRES | |
| SW 1/4 SE 1/4 | 3.2 ACRES | |
| | SECTION 35 | |
| TOWNSHIP 17 SOUTH, RANGE 46 EAST, W.M. | | |
| NW 1/4 NE 1/4 | 2.5 ACRES | |
| NE 1/4 NW 1/4 | 20.5 ACRES | |
| SW 1/4 SW 1/4 | 3.0 ACRES | |
| SE 1/4 SW 1/4 | 12.3 ACRES | |
| | SECTION 3 | |
| NE 1/4 NW 1/4 | 2.6 ACRES | |
| | SECTION 4 | |
| NE 1/4 NE 1/4 | 0.8 ACRE | |
| SE 1/4 NE 1/4 | 7.5 ACRES | |
| SW 1/4 SW 1/4 | 3.7 ACRES | |
| | SECTION 5 | |
| NE 1/4 NE 1/4 | 15.9 ACRES | |
| NE 1/4 SW 1/4 | 3.4 ACRES | |
| NW 1/4 SW 1/4 | 18.1 ACRES | |
| NE 1/4 SE 1/4 | 0.8 ACRE | |
| NW 1/4 SE 1/4 | 3.1 ACRES | |
| SE 1/4 SE 1/4 | 1.3 ACRES | |
| | SECTION 7 | |
| NE 1/4 SW 1/4 | 1.3 ACRES | |
| NW 1/4 SW 1/4 | 5.4 ACRES | |
| SW 1/4 SW 1/4 | 0.8 ACRE | |
| | SECTION 8 | |
| SE 1/4 NE 1/4 | 1.7 ACRES | |
| | SECTION 9 | |
| NW 1/4 NW 1/4 | 0.9 ACRE | |
| | SECTION 17 | |
| NW 1/4 NW 1/4 | 10.1 ACRES | |
| SW 1/4 NW 1/4 | 1.5 ACRES | |
| | SECTION 18 | |
| SE 1/4 NW 1/4 | 3.0 ACRES | |
| NE 1/4 SW 1/4 | 1.0 ACRE | |
| | SECTION 19 | |
| SW 1/4 NW 1/4 | 10.6 ACRES | |
| NW 1/4 SW 1/4 | 0.6 ACRE | |
| | SECTION 20 | |

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|--|----------------|---------------------|
| NW 1/4 NW 1/4 | 2.0 ACRES | |
| | SECTION 21 | |
| NE 1/4 NE 1/4 | 17.5 ACRES | |
| SE 1/4 NE 1/4 | 2.5 ACRES | |
| SW 1/4 SW 1/4 | 5.0 ACRES | |
| | SECTION 30 | |
| NW 1/4 NW 1/4 | 23.4 ACRES | |
| SW 1/4 NW 1/4 | | 28.6 ACRES |
| | SECTION 32 | |
| TOWNSHIP 17 SOUTH, RANGE 47 EAST, W.M. | | |
| NE 1/4 NE 1/4 | 0.8 ACRE | |
| | SECTION 7 | |
| NE 1/4 NE 1/4 | 2.4 ACRES | |
| SW 1/4 NE 1/4 | 0.7 ACRE | |
| NE 1/4 SE 1/4 | 4.8 ACRES | |
| | SECTION 8 | |
| NE 1/4 SW 1/4 | 2.6 ACRES | |
| | SECTION 9 | |
| SW 1/4 SE 1/4 | 20.8 ACRES | |
| | SECTION 10 | |
| SW 1/4 SW 1/4 | 12.0 ACRES | |
| | SECTION 11 | |
| NW 1/4 SW 1/4 | 12.4 ACRES | |
| | SECTION 12 | |
| NW 1/4 NW 1/4 | 5.6 ACRES | |
| | SECTION 14 | |
| SE 1/4 NW 1/4 | 5.0 ACRES | |
| | SECTION 15 | |
| NE 1/4 NW 1/4 | 1.0 ACRE | |
| | SECTION 16 | |
| TOWNSHIP 18 SOUTH, RANGE 45 EAST, W.M. | | |
| SE 1/4 NW 1/4 | 4.4 ACRES | |
| | SECTION 2 | |
| NE 1/4 SW 1/4 | 1.8 ACRES | |
| NW 1/4 SW 1/4 | 0.1 ACRE | |
| | SECTION 6 | |
| NW 1/4 NE 1/4 | 36.7 ACRES | |
| | SECTION 10 | |
| SW 1/4 SW 1/4 | 7.0 ACRES | |
| SE 1/4 SW 1/4 | 10.0 ACRES | |
| | SECTION 24 | |
| NE 1/4 SW 1/4 | | 10.9 ACRES |
| NW 1/4 SW 1/4 | | 3.4 ACRES |
| | SECTION 26 | |
| NW 1/4 NW 1/4 | 6.0 ACRES | |
| SE 1/4 NW 1/4 | 1.9 ACRES | |
| | SECTION 27 | |

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|---------------|----------------------------|---------------------|
| NW 1/4 NE 1/4 | 0.7 ACRE | |
| NE 1/4 NW 1/4 | 5.1 ACRES | |
| NW 1/4 NW 1/4 | 1.5 ACRES | |
| | SECTION 28 | |
| NE 1/4 NE 1/4 | 5.7 ACRES | |
| SW 1/4 NE 1/4 | 14.5 ACRES | |
| SE 1/4 NE 1/4 | 3.2 ACRES | |
| NW 1/4 SW 1/4 | 2.7 ACRES | |
| NE 1/4 SE 1/4 | 3.4 ACRES | |
| | SECTION 29 | |
| SW 1/4 NE 1/4 | 8.7 ACRES | |
| SE 1/4 NE 1/4 | 8.5 ACRES | |
| NW 1/4 SE 1/4 | 1.3 ACRES | |
| | SECTION 30 | |
| NE 1/4 NE 1/4 | 14.0 ACRES | |
| NW 1/4 NE 1/4 | 1.8 ACRES | |
| SE 1/4 NE 1/4 | 4.1 ACRES | |
| NW 1/4 SE 1/4 | 2.4 ACRES | |
| | SECTION 32 | |
| NW 1/4 SW 1/4 | 12.9 ACRES | |
| | SECTION 33 | |
| NW 1/4 NE 1/4 | 3.4 ACRES | |
| NW 1/4 NW 1/4 | 3.9 ACRES | |
| | SECTION 34 | |
| NW 1/4 NW 1/4 | 8.3 ACRES | |
| SW 1/4 NW 1/4 | 22.3 ACRES | |
| SE 1/4 NW 1/4 | 11.5 ACRES | |
| NE 1/4 SW 1/4 | 4.6 ACRES | |
| | SECTION 35 | |
| TOWNSHIP 18 | SOUTH, RANGE 46 EAST, W.M. | |
| SE 1/4 SW 1/4 | 4.7 ACRES | |
| SW 1/4 SE 1/4 | 1.7 ACRES | |
| | SECTION 13 | |
| NE 1/4 SW 1/4 | 3.0 ACRES | |
| SE 1/4 SW 1/4 | 5.1 ACRES | |
| NE 1/4 SE 1/4 | 1.5 ACRES | |
| NW 1/4 SE 1/4 | 1.8 ACRES | |
| SW 1/4 SE 1/4 | 9.2 ACRES | |
| SE 1/4 SE 1/4 | 6.4 ACRES | |
| | SECTION 14 | |
| SE 1/4 SW 1/4 | 16.1 ACRES | |
| NW 1/4 SE 1/4 | 4.8 ACRES | |
| SW 1/4 SE 1/4 | 32.3 ACRES | |
| SE 1/4 SE 1/4 | 4.6 ACRES | |
| | SECTION 15 | |

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|--|----------------|---------------------|
| NE 1/4 NW 1/4 | 4.0 ACRES | |
| NW 1/4 NW 1/4 | 6.5 ACRES | |
| SE 1/4 SE 1/4 | 6.1 ACRES | |
| | SECTION 23 | |
| NE 1/4 NE 1/4 | 0.7 ACRE | |
| NW 1/4 NE 1/4 | 1.2 ACRE | |
| SW 1/4 NE 1/4 | 3.1 ACRES | |
| NE 1/4 SW 1/4 | 3.0 ACRES | |
| | SECTION 24 | |
| SW 1/4 NW 1/4 | 5.4 ACRES | |
| SW 1/4 SW 1/4 | 1.3 ACRES | |
| | SECTION 25 | |
| SE 1/4 NE 1/4 | 9.8 ACRES | |
| NW 1/4 SE 1/4 | 2.3 ACRES | |
| SW 1/4 SE 1/4 | 2.0 ACRES | |
| | SECTION 26 | |
| SE 1/4 SE 1/4 | 3.5 ACRES | |
| | SECTION 27 | |
| NE 1/4 SW 1/4 | 6.1 ACRES | |
| SW 1/4 SW 1/4 | 2.7 ACRES | |
| | SECTION 34 | |
| SE 1/4 NE 1/4 | 8.9 ACRES | |
| NE 1/4 SE 1/4 | 6.0 ACRES | |
| | SECTION 35 | |
| NE 1/4 NW 1/4 | 5.7 ACRES | |
| NE 1/4 SW 1/4 | 3.8 ACRES | |
| | SECTION 36 | |
| TOWNSHIP 19 SOUTH, RANGE 46 EAST, W.M. | | |
| SE 1/4 NE 1/4 | 0.3 ACRE | |
| NE 1/4 SE 1/4 | 12.4 ACRES | |
| NW 1/4 SE 1/4 | 0.6 ACRE | |
| | SECTION 9 | |
| NW 1/4 SW 1/4 | 1.7 ACRES | |
| | SECTION 10 | |
| NW 1/4 SE 1/4 | 2.3 ACRES | |
| SW 1/4 SE 1/4 | 6.8 ACRES | |
| | SECTION 11 | |
| NE 1/4 SW 1/4 | 13.4 ACRES | |
| NW 1/4 SW 1/4 | 4.6 ACRES | |
| SW 1/4 SW 1/4 | 1.1 ACRES | |
| SE 1/4 SW 1/4 | 13.9 ACRES | |
| SW 1/4 SE 1/4 | 22.4 ACRES | |
| | SECTION 12 | |
| NE 1/4 NE 1/4 | 1.0 ACRE | |
| SW 1/4 SW 1/4 | 1.1 ACRES | |
| NE 1/4 SE 1/4 | 2.5 ACRES | |
| SE 1/4 SE 1/4 | 17.1 ACRES | |
| | SECTION 13 | |

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|--|----------------|---------------------|
| SW 1/4 NE 1/4 | 0.2 ACRE | |
| NE 1/4 SW 1/4 | 0.8 ACRE | |
| NW 1/4 SE 1/4 | 2.5 ACRES | |
| | SECTION 23 | |
| NE 1/4 NW 1/4 | 1.4 ACRES | |
| NW 1/4 SW 1/4 | 0.2 ACRE | |
| SW 1/4 SW 1/4 | 1.8 ACRES | |
| | SECTION 36 | |
| TOWNSHIP 20 SOUTH, RANGE 45 EAST, W.M. | | |
| NW 1/4 NE 1/4 | 4.0 ACRES | |
| | SECTION 3 | |
| SE 1/4 NE 1/4 | 1.6 ACRES | |
| NE 1/4 SE 1/4 | 6.0 ACRES | |
| | SECTION 5 | |
| SW 1/4 NE 1/4 | 1.6 ACRES | |
| NW 1/4 SE 1/4 | 1.9 ACRES | |
| | SECTION 7 | |
| NW 1/4 SW 1/4 | 7.9 ACRES | |
| SW 1/4 SW 1/4 | 11.7 ACRES | |
| | SECTION 9 | |
| SE 1/4 SE 1/4 | 0.6 ACRE | |
| | SECTION 15 | |
| NE 1/4 NW 1/4 | 6.1 ACRES | |
| NW 1/4 NW 1/4 | 4.2 ACRES | |
| NE 1/4 SW 1/4 | 2.6 ACRES | |
| SW 1/4 SE 1/4 | 5.9 ACRES | |
| | SECTION 18 | |
| NE 1/4 NE 1/4 | 1.0 ACRE | |
| | SECTION 22 | |
| NW 1/4 NE 1/4 | 5.4 ACRES | |
| | SECTION 24 | |
| NW 1/4 SE 1/4 | 3.2 ACRES | |
| | SECTION 29 | |
| SE 1/4 SW 1/4 | 26.0 ACRES | |
| | SECTION 32 | |
| TOWNSHIP 20 SOUTH, RANGE 46 EAST, W.M. | | |
| NW 1/4 SW 1/4 | 19.7 ACRES | |
| SW 1/4 SW 1/4 | 11.8 ACRES | |
| | SECTION 2 | |
| NE 1/4 NW 1/4 | 7.6 ACRES | |
| NW 1/4 NW 1/4 | 9.3 ACRES | |
| SW 1/4 NW 1/4 | 13.4 ACRES | |
| NW 1/4 SW 1/4 | 5.0 ACRES | |
| | SECTION 11 | |
| NE 1/4 NE 1/4 | 2.1 ACRES | |
| SE 1/4 NE 1/4 | 2.0 ACRES | |
| SW 1/4 SW 1/4 | 8.3 ACRES | |
| | SECTION 12 | |

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|--|----------------|---------------------|
| NW 1/4 NE 1/4 | 3.5 ACRES | |
| NE 1/4 NW 1/4 | 11.5 ACRES | |
| SE 1/4 NW 1/4 | 2.7 ACRES | |
| SECTION 14 | | |
| TOWNSHIP 21 SOUTH, RANGE 45 EAST, W.M. | | |
| NE 1/4 SE 1/4 | 8.0 ACRES | |
| SECTION 2 | | |
| SW 1/4 SW 1/4 | 5.3 ACRES | |
| SE 1/4 SW 1/4 | 1.2 ACRES | |
| SECTION 6 | | |
| NW 1/4 NW 1/4 | 1.2 ACRES | |
| NW 1/4 SE 1/4 | | 4.2 ACRES |
| SW 1/4 SE 2/4 | | 12.3 ACRES |
| SE 1/4 SE 1/4 | 5.8 ACRES | |
| SECTION 7 | | |
| SE 1/4 NE 1/4 | 2.2 ACRES | |
| NE 1/4 NW 1/4 | 0.6 ACRES | |
| SECTION 11 | | |
| NE 1/4 SW 1/4 | 11.3 ACRES | |
| NW 1/4 SW 1/4 | 1.2 ACRES | |
| NE 1/4 SE 1/4 | 1.5 ACRES | |
| NW 1/4 SE 1/4 | 7.4 ACRES | |
| SW 1/4 SE 1/4 | 1.5 ACRES | |
| SE 1/4 SE 1/4 | 4.0 ACRES | |
| SECTION 12 | | |
| NW 1/4 SE 1/4 | 8.4 ACRES | |
| SECTION 14 | | |
| NW 1/4 NE 1/4 | | 0.2 ACRE |
| SW 1/4 SW 1/4 | 6.7 ACRES | |
| SE 1/4 SW 1/4 | 3.7 ACRES | |
| SECTION 18 | | |
| NE 1/4 SW 1/4 | 23.8 ACRES | |
| NW 1/4 SW 1/4 | 5.0 ACRES | |
| SECTION 22 | | |
| TOWNSHIP 21 SOUTH, RANGE 46 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.

This right is limited to any deficiency in the available supply of any prior right existing for the same land.

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 screens and by-pass devices are to be in place, functional and approved by an ODFW representative 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.

Actual construction work shall begin within one year from permit issuance. Complete application of the water to the use shall be made on or before October 1, 2011. 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 May 24, 2007

E. Timothy Ward Sov

Phillip C. Ward, Director

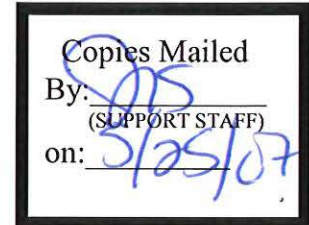
Mailing List for PERMIT Copies

Application # S-71431

Mailing List Print Date: May 24, 2007

Original mailed to(when permit issued, include copy of permit map):

Applicant: BUREAU OF RECLAMATION
1150 CURTIS ROAD, SUITE 100
BOISE, ID 83706-1234



For Permit - Copies sent to:

1. WRD - File # S-71431
2. WRD - Ken Stahr

For Permit - Copies to Other Interested Persons (*CWRE, Agent, Well Driller, Commenter, etc.*)

1. Kris Ward, Owyhee Irrigation District, 17 S 1st Street, Nyssa, OR 97913

2. _____

3. _____

For Permit - "\$10 LETTER" sent to Interested Persons who have not protested or paid for copies

1. _____

2. _____

CASEWORKER: KLK

T 22 S. Rge 45 E W M

Sec. 20 NE 1/4 SE 1/4

Sec 21 NW 1/4 SW 1/4

Tax Lot 100 A03

Sec. 21 T. 22 S Rg 45 E W M

Beginning at NW corner of the NW 1/4 SW 1/4, East along 1/4 1/4 line 495 feet, then 90° South 264 feet to point of diversion

RECEIVED

NOV 06 1998

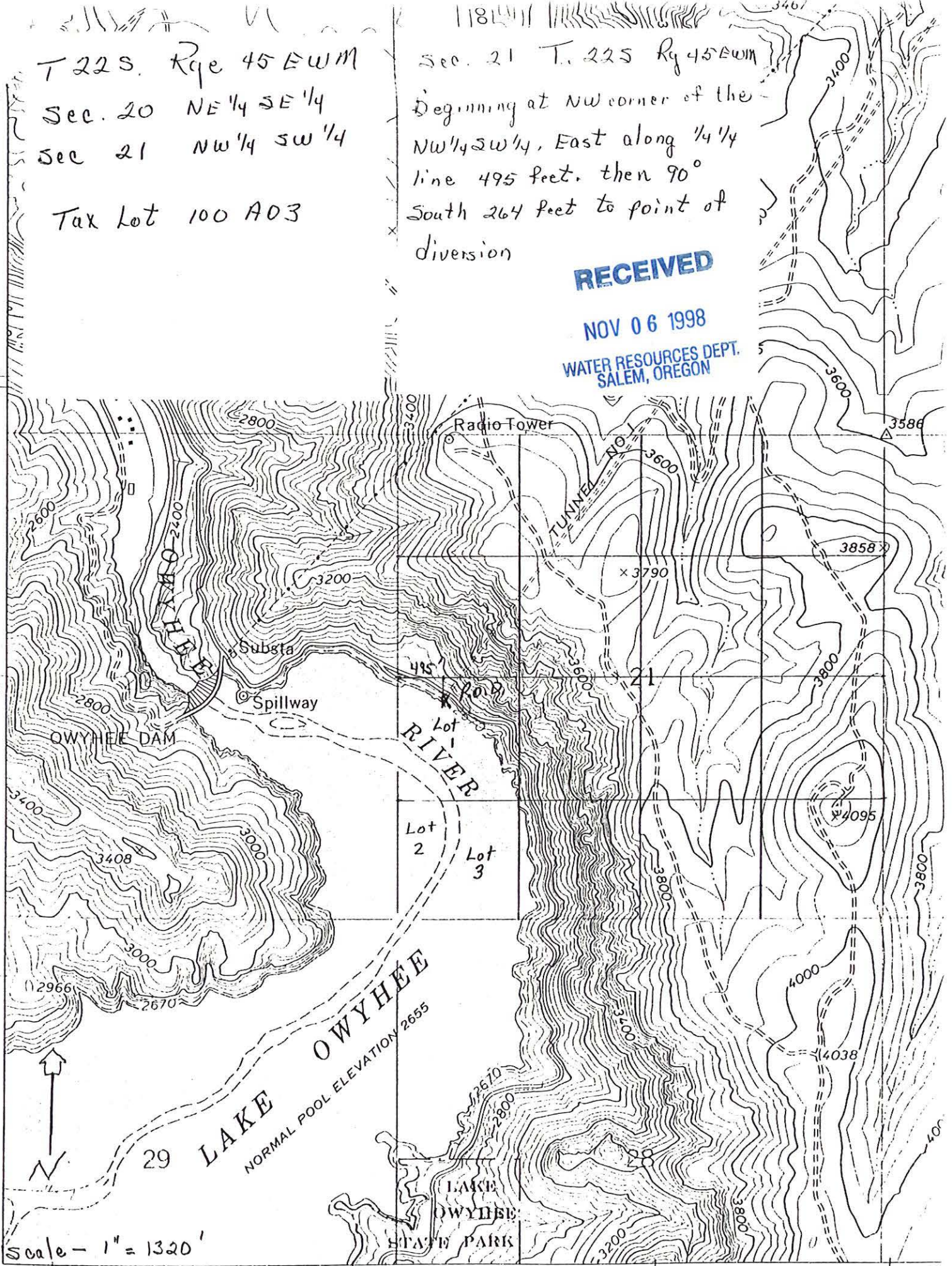
WATER RESOURCES DEPT. SALEM, OREGON

000
EET

4832

4831

30"



Scale - 1" = 1320'

117° 15' 480 | 481 | 482 | 2 870 000 FEET | 481

Twn. 22 S. Rge 45 E. W. M. App No S-71431 Permit No E 54358

from PFO issued 11-24-1998

DRAFT

This is not a permit!!!

DRAFT

STATE OF OREGON

COUNTY OF MALHEUR

DRAFT PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS DRAFT PERMIT IS HEREBY ISSUED TO

OWYHEE IRRIGATION DISTRICT
17 SOUTH 1ST STREET
NYSSA, OREGON 97913

PHONE: (503) 372-3540

Maps oversized
187A - 11 sheets
187B - 10 sheets
187C - 12 sheets
187D - 12 sheets
187E - 10 sheets
187F - 12 sheets
187G - 9 sheets
187H - 23 sheets

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

APPLICATION FILE NUMBER: S-71431

SOURCE OF WATER: OWYHEE RESERVOIR, CONSTRUCTED UNDER PERMIT R-599 ON THE OWYHEE RIVER

PURPOSE OR USE: IRRIGATION OF 1679.5 ACRES AND SUPPLEMENTAL IRRIGATION OF 74.4 ACRES

MAXIMUM RATE/VOLUME ALLOWED: 7015.6 ACRE-FEET PER YEAR

PERIOD OF USE: APRIL 1 TO OCTOBER 15

DATE OF PRIORITY: MARCH 25, 1991

TOTAL sheets: 99 sheets

POINT OF DIVERSION LOCATION: NW 1/4 SW 1/4, SECTION 21, T22S, R45E, W.M.; 264 FEET SOUTH AND 495 FEET EAST FROM WEST 1/4 CORNER, SECTION 22

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

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Conflict check intensive mapping

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|--|----------------|---------------------|
| NW 1/4 SW 1/4 | 3.9 ACRES | } ✓ Map 187G |
| SW 1/4 SW 1/4 | 2.0 ACRES | |
| SECTION 25 | | |
| TOWNSHIP 15 SOUTH, RANGE 46 EAST, W.M. | | |
| NE 1/4 NE 1/4 | 14.8 ACRES | ✓ map 187A |
| SECTION 31 | | |
| TOWNSHIP 15 SOUTH, RANGE 47 EAST, W.M. | | |
| NE 1/4 SE 1/4 | 4.2 ACRES | } ✓ Map 187B |
| SE 1/4 SE 1/4 | 4.0 ACRES | |
| SECTION 13 | | |
| TOWNSHIP 16 SOUTH, RANGE 46 EAST, W.M. | | |

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|-----------------|----------------|-------------------------|
| ✓ NW 1/4 SE 1/4 | 4.2 ACRES | ✓ Map 187G |
| | SECTION 7 | |
| ✓ NW 1/4 NW 1/4 | 18.3 ACRES | ✓ Map 187G |
| ✓ SW 1/4 NW 1/4 | 36.3 ACRES | |
| ✓ NW 1/4 SW 1/4 | 11.1 ACRES | |
| | SECTION 14 | |
| ✓ SE 1/4 NE 1/4 | 30.4 ACRES | ✓ Map 187G |
| ✓ NE 1/4 SE 1/4 | 2.4 ACRES | |
| | SECTION 15 | |
| NE 1/4 SE 1/4 | 15.5 ACRES | ✓ Map 187G |
| SE 1/4 SE 1/4 | 11.7 ACRES | |
| | SECTION 17 | |
| SW 1/4 NE 1/4 | 0.7 ACRE | ✓ Map 187G |
| SW 1/4 NW 1/4 | 5.4 ACRES | |
| SE 1/4 NW 1/4 | 1.2 ACRES | |
| NE 1/4 SW 1/4 | 0.6 ACRE | |
| NW 1/4 SW 1/4 | 28.0 ACRES | |
| SW 1/4 SW 1/4 | 0.9 ACRE | |
| | SECTION 18 | |
| NE 1/4 NE 1/4 | 0.1 ACRE | T16SR 47E ✓ Map 187G |
| NW 1/4 NE 1/4 | 6.0 ACRES | |
| SW 1/4 NE 1/4 | 24.1 ACRES | |
| SE 1/4 NE 1/4 | 14.9 ACRES | |
| NE 1/4 NW 1/4 | 9.5 ACRES | |
| NW 1/4 NW 1/4 | 0.5 ACRE | |
| SE 1/4 NW 1/4 | 5.7 ACRES | |
| NE 1/4 SW 1/4 | 2.5 ACRES | |
| NW 1/4 SW 1/4 | 6.7 ACRES | |
| | SECTION 20 | |
| NE 1/4 NW 1/4 | 5.6 ACRES | ✓ Map 187A |
| NW 1/4 NW 1/4 | 5.3 ACRES | |
| SW 1/4 NW 1/4 | 3.3 ACRES | |
| SE 1/4 NW 1/4 | 1.7 ACRES | |
| NE 1/4 SW 1/4 | 1.0 ACRE | |
| SW 1/4 SW 1/4 | 2.3 ACRES | |
| SE 1/4 SW 1/4 | 2.5 ACRES | |
| NE 1/4 SE 1/4 | 5.4 ACRES | |
| SW 1/4 SE 1/4 | 8.4 ACRES | |
| SE 1/4 SE 1/4 | 0.9 ACRE | |
| | SECTION 21 | |
| ✓ SW 1/4 NW 1/4 | 3.5 ACRES | ✓ Map 187F |
| ✓ NE 1/4 SW 1/4 | 2.7 ACRES | |
| ✓ SE 1/4 SW 1/4 | 0.6 ACRE | |
| SW 1/4 SE 1/4 | 2.8 ACRES | ✓ Map 187F |
| | SECTION 22 | |
| ✓ NW 1/4 NE 1/4 | 1.7 ACRES | |
| | SECTION 27 | |

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|-----------------|----------------|---------------------|
| ✓ NW 1/4 NE 1/4 | 1.6 ACRES | ✓ Map 187F |
| ✓ SW 1/4 SW 1/4 | 1.6 ACRES | |
| | SECTION 28 | |
| ✓ NE 1/4 NE 1/4 | 2.1 ACRES | ✓ Map 187F |
| ✓ SE 1/4 NE 1/4 | 0.5 ACRE | |
| | SECTION 29 | |
| ✓ NE 1/4 NW 1/4 | 27.8 ACRES | ✓ Map 187F |
| ✓ NW 1/4 NW 1/4 | 38.0 ACRES | |
| ✓ SW 1/4 NW 1/4 | 39.3 ACRES | |
| ✓ SE 1/4 NW 1/4 | 21.9 ACRES | |
| ✓ NE 1/4 SW 1/4 | 9.5 ACRES | |
| ✓ SE 1/4 SE 1/4 | 11.5 ACRES | |
| | SECTION 32 | |
| ✓ SE 1/4 NW 1/4 | 2.0 ACRES | ✓ Map 187F |
| ✓ SW 1/4 SW 1/4 | 19.0 ACRES | |
| ✓ NE 1/4 SE 1/4 | 6.2 ACRES | |
| ✓ NW 1/4 SE 1/4 | 5.4 ACRES | |
| | SECTION 33 | |
| ✓ SE 1/4 NE 1/4 | 5.1 ACRES | ✓ Map 187A |
| ✓ NE 1/4 NW 1/4 | 9.3 ACRES | |
| ✓ NW 1/4 NW 1/4 | 0.6 ACRE | |
| ✓ SW 1/4 NW 1/4 | 2.1 ACRES | |
| ✓ SE 1/4 NW 1/4 | 2.7 ACRES | |
| ✓ SE 1/4 SW 1/4 | 6.8 ACRES | |
| ✓ NE 1/4 SE 1/4 | 4.6 ACRES | |

T 16S R 47E TOWNSHIP 16 SOUTH, RANGE 47 EAST, W.M.

| | | |
|-----------------|------------|---------------------------|
| ✓ NE 1/4 SE 1/4 | 18.5 ACRES | ✓ Map 187E |
| | SECTION 12 | |
| ✓ NE 1/4 SW 1/4 | 9.5 ACRES | T 17S R 46E ✓ Map 187B |
| ✓ NW 1/4 SW 1/4 | 0.5 ACRE | |
| ✓ SW 1/4 SW 1/4 | 14.0 ACRES | |
| ✓ SW 1/4 SE 1/4 | 12.6 ACRES | |
| | SECTION 13 | ✓ Map 187B |
| ✓ SE 1/4 SE 1/4 | 8.0 ACRES | |
| | SECTION 14 | |
| ✓ SW 1/4 NE 1/4 | 3.7 ACRES | ✓ Map 187D |
| ✓ NW 1/4 SE 1/4 | 2.3 ACRES | |

T 17S R 46E

| | | |
|-----------------|------------|------------|
| ✓ NW 1/4 NE 1/4 | 1.5 ACRES | ✓ Map 187D |
| ✓ SW 1/4 NE 1/4 | 5.0 ACRES | |
| ✓ SW 1/4 NW 1/4 | 5.2 ACRES | |
| ✓ NE 1/4 SW 1/4 | 3.0 ACRES | |
| ✓ SE 1/4 SW 1/4 | 0.8 ACRE | |
| ✓ NE 1/4 SE 1/4 | 14.2 ACRES | |
| ✓ NW 1/4 SE 1/4 | 14.8 ACRES | |
| | SECTION 24 | |

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|--|----------------|---------------------|
| ✓ SW 1/4 NE 1/4 | 1.3 ACRES | ✓ Map 187D |
| ✓ NE 1/4 NW 1/4 | 1.9 ACRES | |
| ✓ NW 1/4 NW 1/4 | 1.0 ACRE | |
| ✓ NW 1/4 SW 1/4 | 0.8 ACRE | |
| ✓ SW 1/4 SW 1/4 | 1.3 ACRES | |
| | SECTION 25 | ✓ Map 187D |
| ✓ SE 1/4 SE 1/4 | 1.7 ACRES | |
| | SECTION 26 | ✓ Map 187D |
| ✓ NE 1/4 NE 1/4 | 5.0 ACRES | |
| ✓ NE 1/4 SW 1/4 | 3.5 ACRES | |
| ✓ SW 1/4 SE 1/4 | 3.2 ACRES | |
| | SECTION 35 | |
| TOWNSHIP 17 SOUTH, RANGE 46 EAST, W.M. | | |
| ✓ NW 1/4 NE 1/4 | 2.5 ACRES | ✓ Map 187E |
| ✓ NE 1/4 NW 1/4 | 20.5 ACRES | |
| ✓ SW 1/4 SW 1/4 | 3.0 ACRES | |
| ✓ SE 1/4 SW 1/4 | 12.3 ACRES | |
| | SECTION 3 | ✓ Map 187E |
| ✓ NE 1/4 NW 1/4 | 2.6 ACRES | |
| | SECTION 4 | ✓ Map 187E |
| ✓ NE 1/4 NE 1/4 | 0.8 ACRE | |
| ✓ SE 1/4 NE 1/4 | 7.5 ACRES | |
| ✓ SW 1/4 SW 1/4 | 3.7 ACRES | |
| | SECTION 5 | ✓ Map 187F |
| ✓ NE 1/4 NE 1/4 | 15.9 ACRES | |
| ✓ NE 1/4 SW 1/4 | 3.4 ACRES | |
| ✓ NW 1/4 SW 1/4 | 18.1 ACRES | |
| ✓ NE 1/4 SE 1/4 | 0.8 ACRE | |
| ✓ NW 1/4 SE 1/4 | 3.1 ACRES | |
| ✓ SE 1/4 SE 1/4 | 1.3 ACRES | |
| | SECTION 7 | ✓ Map 187F |
| ✓ NE 1/4 SW 1/4 | 1.3 ACRES | |
| ✓ NW 1/4 SW 1/4 | 5.4 ACRES | |
| ✓ SW 1/4 SW 1/4 | 0.8 ACRE | |
| | SECTION 8 | ✓ Map 187F |
| ✓ SE 1/4 NE 1/4 | 1.7 ACRES | |
| | SECTION 9 | ✓ Map 187F |
| ✓ NW 1/4 NW 1/4 | 0.9 ACRE | |
| | SECTION 17 | ✓ Map 187F |
| ✓ NW 1/4 NW 1/4 | 10.1 ACRES | |
| ✓ SW 1/4 NW 1/4 | 1.5 ACRES | |
| | SECTION 18 | ✓ Map 187F |
| ✓ SE 1/4 NW 1/4 | 3.0 ACRES | |
| ✓ NE 1/4 SW 1/4 | 1.0 ACRE | |
| | SECTION 19 | ✓ Map 187E |
| ✓ SW 1/4 NW 1/4 | 10.6 ACRES | |
| ✓ NW 1/4 SW 1/4 | 0.6 ACRE | |
| | SECTION 20 | |

T 17S R 47E

App 5-84015
sec 19

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|---------------|----------------|--|
| NW 1/4 NW 1/4 | 2.0 ACRES | ✓ Map 187E |
| | SECTION 21 | |
| NE 1/4 NE 1/4 | 17.5 ACRES | ✓ Map 187E |
| SE 1/4 NE 1/4 | 2.5 ACRES | |
| SW 1/4 SW 1/4 | 5.0 ACRES | |
| | SECTION 30 | |
| NW 1/4 NW 1/4 | 23.4 ACRES | ✓ → per LFS 10-22-98 cert 46287 does not cover NW 1/4 Sec 32 T175 R45E |
| SW 1/4 NW 1/4 | 28.6 ACRES | ✓ map 187A |

SECTION 32
TOWNSHIP 17 SOUTH, RANGE 47 EAST, W.M.

T185 R45E

| | | |
|---------------|------------|------------|
| NE 1/4 NE 1/4 | 0.8 ACRE | ✓ Map 187D |
| | SECTION 7 | |
| NE 1/4 NE 1/4 | 2.4 ACRES | |
| SW 1/4 NE 1/4 | 0.7 ACRE | ✓ Map 187D |
| NE 1/4 SE 1/4 | 4.8 ACRES | |
| | SECTION 8 | |
| NE 1/4 SW 1/4 | 2.6 ACRES | ✓ Map 187D |
| | SECTION 9 | |
| SW 1/4 SE 1/4 | 20.8 ACRES | ✓ Map 187D |
| | SECTION 10 | |
| SW 1/4 SW 1/4 | 12.0 ACRES | ✓ Map 187D |
| | SECTION 11 | |
| NW 1/4 SW 1/4 | 12.4 ACRES | ✓ Map 187D |
| | SECTION 12 | |
| NW 1/4 NW 1/4 | 5.6 ACRES | ✓ Map 187E |
| | SECTION 14 | |
| SE 1/4 NW 1/4 | 5.0 ACRES | ✓ Map 187E |
| | SECTION 15 | |
| NE 1/4 NW 1/4 | 1.0 ACRE | ✓ Map 187E |
| | SECTION 16 | |

TOWNSHIP 18 SOUTH, RANGE 45 EAST, W.M.

T185 R46E

| | | |
|---------------|------------|------------|
| SE 1/4 NW 1/4 | 4.4 ACRES | ✓ Map 187H |
| | SECTION 2 | |
| NE 1/4 SW 1/4 | 1.8 ACRES | ✓ Map 187H |
| NW 1/4 SW 1/4 | 0.1 ACRE | ✓ Map 187H |
| | SECTION 6 | |
| NW 1/4 NE 1/4 | 36.7 ACRES | ✓ Map 187H |
| | SECTION 10 | |
| SW 1/4 SW 1/4 | 7.0 ACRES | ✓ Map 187H |
| SE 1/4 SW 1/4 | 10.0 ACRES | ✓ Map 187H |
| | SECTION 24 | |
| NE 1/4 SW 1/4 | 10.9 ACRES | ✓ map 187A |
| NW 1/4 SW 1/4 | 3.4 ACRES | ✓ |
| | SECTION 26 | |
| NW 1/4 NW 1/4 | 6.0 ACRES | ✓ Map 187H |
| SE 1/4 NW 1/4 | 1.9 ACRES | |
| | SECTION 27 | |

PRIMARY SUPPLEMENTAL

| | | | | | |
|--|----------|---------------|---------------|-------------------|-------------------|
| <p><i>T19S R46E</i></p> | ✓ | NW 1/4 NE 1/4 | 0.7 ACRE | <p>✓ Map 187H</p> | |
| | | NE 1/4 NW 1/4 | 5.1 ACRES | | |
| | | NW 1/4 NW 1/4 | 1.5 ACRES | | |
| | | | SECTION 28 | | |
| | <p>✓</p> | | NE 1/4 NE 1/4 | 5.7 ACRES | <p>✓ Map 187H</p> |
| | | | SW 1/4 NE 1/4 | 14.5 ACRES | |
| | | | SE 1/4 NE 1/4 | 3.2 ACRES | |
| | | | NW 1/4 SW 1/4 | 2.7 ACRES | |
| | | | NE 1/4 SE 1/4 | 3.4 ACRES | |
| | | | SECTION 29 | | |
| | <p>✓</p> | | SW 1/4 NE 1/4 | 8.7 ACRES | <p>✓ Map 187A</p> |
| | | | SE 1/4 NE 1/4 | 8.5 ACRES | |
| | | | NW 1/4 SE 1/4 | 1.3 ACRES | |
| | | | SECTION 30 | | |
| | <p>✓</p> | | NE 1/4 NE 1/4 | 14.0 ACRES | <p>✓ Map 187H</p> |
| | | NW 1/4 NE 1/4 | 1.8 ACRES | | |
| | | SE 1/4 NE 1/4 | 4.1 ACRES | | |
| | | NW 1/4 SE 1/4 | 2.4 ACRES | | |
| | | SECTION 32 | | | |
| <p>✓</p> | | NW 1/4 SW 1/4 | 12.9 ACRES | <p>✓ Map 187C</p> | |
| | | | SECTION 33 | | |
| <p>✓</p> | | NW 1/4 NE 1/4 | 3.4 ACRES | <p>✓ Map 187C</p> | |
| | | NW 1/4 NW 1/4 | 3.9 ACRES | | |
| | | SECTION 34 | | | |
| <p>✓</p> | | NW 1/4 NW 1/4 | 8.3 ACRES | <p>✓ Map 187B</p> | |
| | | SW 1/4 NW 1/4 | 22.3 ACRES | | |
| | | SE 1/4 NW 1/4 | 11.5 ACRES | | |
| | | NE 1/4 SW 1/4 | 4.6 ACRES | | |
| | | SECTION 35 | | | |
| TOWNSHIP 18 SOUTH, RANGE 46 EAST, W.M. | | | | | |
| <p><i>T19S R46E</i></p> | ✓ | SE 1/4 SW 1/4 | 4.7 ACRES | <p>✓ Map 187D</p> | |
| | | SW 1/4 SE 1/4 | 1.7 ACRES | | |
| | | | SECTION 13 | | |
| | <p>✓</p> | | NE 1/4 SW 1/4 | 3.0 ACRES | <p>✓ Map 187C</p> |
| | | | SE 1/4 SW 1/4 | 5.1 ACRES | |
| | | | NE 1/4 SE 1/4 | 1.5 ACRES | |
| | | | NW 1/4 SE 1/4 | 1.8 ACRES | |
| | | | SW 1/4 SE 1/4 | 9.2 ACRES | |
| | | SE 1/4 SE 1/4 | 6.4 ACRES | | |
| | | | SECTION 14 | | |
| <p>✓</p> | | SE 1/4 SW 1/4 | 16.1 ACRES | <p>✓ Map 187C</p> | |
| | | NW 1/4 SE 1/4 | 4.8 ACRES | | |
| | | SW 1/4 SE 1/4 | 32.3 ACRES | | |
| | | SE 1/4 SE 1/4 | 4.6 ACRES | | |
| | | SECTION 15 | | | |

PRIMARY SUPPLEMENTAL

T19S R46E

NE 1/4 NW 1/4 4.0 ACRES
 NW 1/4 NW 1/4 6.5 ACRES
 SE 1/4 SE 1/4 6.1 ACRES

✓ Map 187C

SECTION 23

NE 1/4 NE 1/4 0.7 ACRE
 NW 1/4 NE 1/4 1.2 ACRE
 SW 1/4 NE 1/4 3.1 ACRES
 NE 1/4 SW 1/4 3.0 ACRES

✓ Map 187B

SECTION 24

SW 1/4 NW 1/4 5.4 ACRES
 SW 1/4 SW 1/4 1.3 ACRES

✓ Map 187B

SECTION 25

SE 1/4 NE 1/4 9.8 ACRES
 NW 1/4 SE 1/4 2.3 ACRES
 SW 1/4 SE 1/4 2.0 ACRES

✓ Map 187B

SECTION 26

SE 1/4 SE 1/4 3.5 ACRES

✓ Map 187C

SECTION 27

NE 1/4 SW 1/4 6.1 ACRES
 SW 1/4 SW 1/4 2.7 ACRES

✓ Map 187C

SECTION 34

SE 1/4 NE 1/4 8.9 ACRES
 NE 1/4 SE 1/4 6.0 ACRES

✓ Map 187C

SECTION 35

NE 1/4 NW 1/4 5.7 ACRES
 NE 1/4 SW 1/4 3.8 ACRES

✓ Map 187C

SECTION 36

~~TOWNSHIP 19 SOUTH, RANGE 46 EAST, W.M.~~

SE 1/4 NE 1/4 0.3 ACRE
 NE 1/4 SE 1/4 12.4 ACRES
 NW 1/4 SE 1/4 0.6 ACRE

✓ Map 187C

SECTION 9

NW 1/4 SW 1/4 1.7 ACRES

✓ Map 187C

SECTION 10

NW 1/4 SE 1/4 2.3 ACRES
 SW 1/4 SE 1/4 6.8 ACRES

✓ Map 187C

SECTION 11

NE 1/4 SW 1/4 13.4 ACRES
 NW 1/4 SW 1/4 4.6 ACRES
 SW 1/4 SW 1/4 1.1 ACRES
 SE 1/4 SW 1/4 13.9 ACRES
 SW 1/4 SE 1/4 22.4 ACRES

✓ Map 187H

SECTION 12

NE 1/4 NE 1/4 1.0 ACRE
 SW 1/4 SW 1/4 1.1 ACRES
 NE 1/4 SE 1/4 2.5 ACRES
 SE 1/4 SE 1/4 17.1 ACRES

✓ Map 187H

SECTION 13

T20S R46E

PRIMARY SUPPLEMENTAL

T20S R45E

| | | |
|-----------------|------------|--------------|
| ✓ SW 1/4 NE 1/4 | 0.2 ACRE | } ✓ Map 187A |
| ✓ NE 1/4 SW 1/4 | 0.8 ACRE | |
| ✓ NW 1/4 SE 1/4 | 2.5 ACRES | |
| | SECTION 23 | |
| ✓ NE 1/4 NW 1/4 | 1.4 ACRES | } ✓ Map 187A |
| ✓ NW 1/4 SW 1/4 | 0.2 ACRE | |
| ✓ SW 1/4 SW 1/4 | 1.8 ACRES | |

TOWNSHIP 20 SOUTH, RANGE 45 EAST, W.M.

| | | |
|-----------------|-----------|--------------|
| ✓ NW 1/4 NE 1/4 | 4.0 ACRES | } ✓ Map 187A |
| | SECTION 3 | |
| ✓ SE 1/4 NE 1/4 | 1.6 ACRES | } ✓ Map 187A |
| ✓ NE 1/4 SE 1/4 | 6.0 ACRES | |
| | SECTION 5 | |
| ✓ SW 1/4 NE 1/4 | 1.6 ACRES | } ✓ Map 187H |
| ✓ NW 1/4 SE 1/4 | 1.9 ACRES | |
| | SECTION 7 | |

T20S R46E

| | | |
|-----------------|------------|--------------|
| ✓ NW 1/4 SW 1/4 | 7.9 ACRES | } ✓ Map 187H |
| ✓ SW 1/4 SW 1/4 | 11.7 ACRES | |
| | SECTION 9 | |
| ✓ SE 1/4 SE 1/4 | 0.6 ACRE | } ✓ Map 187H |
| | SECTION 15 | |
| ✓ NE 1/4 NW 1/4 | 6.1 ACRES | } ✓ Map 187A |
| ✓ NW 1/4 NW 1/4 | 4.2 ACRES | |
| ✓ NE 1/4 SW 1/4 | 2.6 ACRES | |
| ✓ SW 1/4 SE 1/4 | 5.9 ACRES | |
| | SECTION 18 | |
| ✓ NE 1/4 NE 1/4 | 1.0 ACRE | } ✓ Map 187H |
| | SECTION 22 | |
| ✓ NW 1/4 NE 1/4 | 5.4 ACRES | } ✓ Map 187H |
| | SECTION 24 | |
| ✓ NW 1/4 SE 1/4 | 3.2 ACRES | } ✓ Map 187H |
| | SECTION 29 | |
| ✓ SE 1/4 SW 1/4 | 26.0 ACRES | } ✓ Map 187H |
| | SECTION 32 | |

TOWNSHIP 20 SOUTH, RANGE 46 EAST, W.M.

T21S R45E

| | | |
|-----------------|------------|--------------|
| ✓ NW 1/4 SW 1/4 | 19.7 ACRES | } ✓ Map 187H |
| ✓ SW 1/4 SW 1/4 | 11.8 ACRES | |
| | SECTION 2 | |
| ✓ NE 1/4 NW 1/4 | 7.6 ACRES | } ✓ Map 187H |
| ✓ NW 1/4 NW 1/4 | 9.3 ACRES | |
| ✓ SW 1/4 NW 1/4 | 13.4 ACRES | |
| ✓ NW 1/4 SW 1/4 | 5.0 ACRES | |
| | SECTION 11 | |
| ✓ NE 1/4 NE 1/4 | 2.1 ACRES | } ✓ Map 187H |
| ✓ SE 1/4 NE 1/4 | 2.0 ACRES | |
| ✓ SW 1/4 SW 1/4 | 8.3 ACRES | |
| | SECTION 12 | |

T21S R49E

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|---------------|----------------|---------------------|
| NW 1/4 NE 1/4 | 3.5 ACRES | } ✓ Map 187H |
| NE 1/4 NW 1/4 | 11.5 ACRES | |
| SE 1/4 NW 1/4 | 2.7 ACRES | |

SECTION 14
TOWNSHIP 21 SOUTH, RANGE 45 EAST, W.M.

| | | |
|---------------|-----------|--------------|
| NE 1/4 SE 1/4 | 8.0 ACRES | } ✓ Map 187B |
| SECTION 2 | | |
| SW 1/4 SW 1/4 | 5.3 ACRES | } ✓ Map 187E |
| SE 1/4 SW 1/4 | 1.2 ACRES | |

| | | |
|---------------|-----------|--------------|
| SECTION 6 | | |
| NW 1/4 NW 1/4 | 1.2 ACRES | |
| NW 1/4 SE 1/4 | | 4.2 ACRES |
| SW 1/4 SE 2/4 | | 12.3 ACRES |
| SE 1/4 SE 1/4 | 5.8 ACRES | } ✓ map 187A |

| | | |
|---------------|-----------|--------------|
| SECTION 7 | | |
| SE 1/4 NE 1/4 | 2.2 ACRES | } ✓ Map 187B |
| NE 1/4 NW 1/4 | 0.6 ACRES | |

| | | |
|---------------|------------|--------------|
| SECTION 11 | | |
| NE 1/4 SW 1/4 | 11.3 ACRES | } ✓ Map 187B |
| NW 1/4 SW 1/4 | 1.2 ACRES | |
| NE 1/4 SE 1/4 | 1.5 ACRES | |
| NW 1/4 SE 1/4 | 7.4 ACRES | |
| SW 1/4 SE 1/4 | 1.5 ACRES | |
| SE 1/4 SE 1/4 | 4.0 ACRES | |

| | | |
|---------------|-----------|--------------|
| SECTION 12 | | |
| NW 1/4 SE 1/4 | 8.4 ACRES | } ✓ Map 187F |
| SECTION 14 | | |

| | | | |
|---------------|-----------|----------|--------------|
| NW 1/4 NE 1/4 | | 0.2 ACRE | } ✓ Map 187A |
| SW 1/4 SW 1/4 | 6.7 ACRES | | |
| SE 1/4 SW 1/4 | 3.7 ACRES | | } ✓ Map 187B |

| | | |
|---------------|------------|--------------|
| SECTION 18 | | |
| NE 1/4 SW 1/4 | 23.8 ACRES | } ✓ Map 187H |
| NW 1/4 SW 1/4 | 5.0 ACRES | |

SECTION 22
TOWNSHIP 21 SOUTH, RANGE 46 EAST, W.M.

T21S R46E

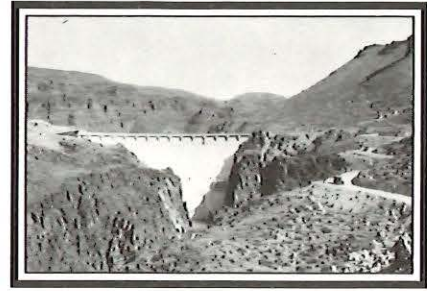
Measurement, recording and reporting conditions:

- 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.

OWYHEE IRRIGATION DISTRICT

17 SOUTH 1ST STREET
NYSSA, OREGON 97913

PHONE (541) 372-3540
A T & T FAX 541-372-2437



Oregon Water Resources Department
Kerry Kavanagh
725 Summer Street N.E., Suite A
Salem, Oregon 97301

Dear Kerry,

I cannot begin to tell you how helpful you have been in getting this final order completed. This has been quite an ordeal. After some investigation it was noticed that the final order and fee charge was sent to the Bureau. When I called the Bureau they did not have any information on that order nor the billing. So it was very gracious of you to supply me with that information so Owyhee Irrigation District could submit the fee and keep this process moving forward. Enclosed is a check for the fee.

Again, thank you for all of your help.

Sincerely,

A handwritten signature in cursive script that reads "Kris Ward".

Kris Ward
Owyhee Irrigation District

RECEIVED

MAY 11 2007

WATER RESOURCES DEPT
SALEM, OREGON

Water right application S-71431

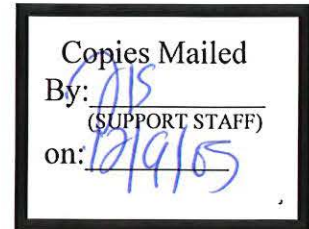
Mailing List for FO Copies

Application # S-71431

Mailing List Print Date: November 17, 2005

Original mailed to(when permit issued, include copy of permit map):

Applicant: BUREAU OF RECLAMATION
1150 CURTIS ROAD, SUITE 100
BOISE, ID 83706-1234



For FO w/ D r a f t Permit - Copies sent to:

1. WRD - File # S-71431
2. WRD - Ken Stahr

For FO w/Draft Permit - Copies to Other Interested Persons (*CWRE, Agent, Well Driller, Commenter, etc.*)

1. _____
2. _____
3. _____

For FO w/Draft Permit - "\$10 LETTER" sent to Interested Persons who have not protested or paid for copies

1. _____
2. _____

CASEWORKER: KLK

NUMBER 06790

Check 10⁰⁰ Mo. _____ Cash _____

- Surface Application
- Reservoir Application
- Ground Water Application
- Transfer Application
- PFO Request
- Research
- Hydroelectric Fees
- Copying
- Assignment
- Extension of Time
- Protest
- Other

RECEIVED

DEC 17 1996

WATER RESOURCES DEPT.
SALEM, OREGON

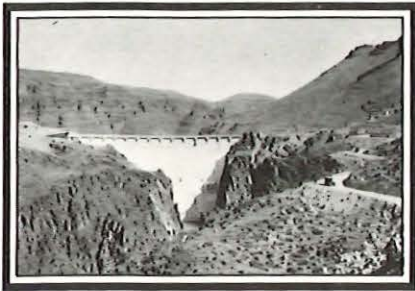
I/We certify that the information I have provided in application # S-71431 is an accurate representation of the proposed water use and is true and correct to the best of my knowledge.

John Elmer Mgr. 12/12/96
Name Title Date

Name Title Date

Name Title Date

Name Title Date



**OWYHEE
IRRIGATION & HYDRO**

17 SOUTH 1ST STREET
NYSSA, OREGON 97913

PHONE (541) 372-3540
A T & T FAX 541-372-2437

Primary Acres 1656.3
Supplimental acres 97.6

RECEIVED

OCT 19 1998

WATER RESOURCES DEPT.
SALEM, OREGON

STATE OF OREGON
WATER RESOURCES DEPARTMENT

RECEIPT #

158 12TH ST. N.E.
SALEM, OR 97310-0210
378-8455 / 378-8130 (FAX)

INVOICE #

002193

RECEIVED FROM: Bureau of Reclamation
BY: _____

| | |
|-------------|--|
| APPLICATION | |
| PERMIT | |
| TRANSFER | |

CASH: CHECK: # 75-46 OTHER: (IDENTIFY)

TOTAL REC'D \$ 10.00

0417 WRD MISC CASH ACCT

| | |
|---------------------|----|
| ADJUDICATIONS | \$ |
| PUBLICATIONS / MAPS | \$ |
| OTHER: (IDENTIFY) | \$ |
| OTHER: (IDENTIFY) | \$ |

REDUCTION OF EXPENSE

| | | |
|----------------------|------------|----|
| PCA AND OBJECT CLASS | CASH ACCT. | \$ |
| | VOUCHER # | |

0427 WRD OPERATING ACCT

| | | |
|--|----------|-----------------|
| 0407 MISCELLANEOUS | | \$ |
| 0410 COPY FEES | | \$ |
| 0408 RESEARCH FEES | | \$ |
| 0408 MISC REVENUE: (IDENTIFY) <u>PFO</u> | | \$ <u>10.00</u> |
| TC165 DEPOSIT LIAB. (IDENTIFY) | | \$ |
| WATER RIGHTS: | | |
| 0201 SURFACE WATER | EXAM FEE | RECORD FEE |
| 0203 GROUND WATER | \$ | 0202 \$ |
| 0205 TRANSFER | \$ | 0204 \$ |
| | \$ | 0206 \$ |
| WELL CONSTRUCTION | | |
| 0218 WELL DRILL CONSTRUCTOR | EXAM FEE | LICENSE FEE |
| LANDOWNER'S PERMIT | \$ | 0219 \$ |
| | | 0220 \$ |
| OTHER (IDENTIFY) | | |

0437 WELL CONST. START FEE

| | | |
|---------------------------|----|--------|
| 0211 WELL CONST START FEE | \$ | CARD # |
| 0210 MONITORING WELLS | \$ | CARD # |
| OTHER (IDENTIFY) | | |

0539 LOTTERY PROCEEDS

| | |
|-----------------------|----|
| 1302 LOTTERY PROCEEDS | \$ |
|-----------------------|----|

0467 HYDRO ACTIVITY

| | | |
|--------------------------------|------------|----|
| 0233 POWER LICENSE FEE (FWWRD) | LIC NUMBER | \$ |
| 0231 HYDRO LICENSE FEE (FWWRD) | | \$ |
| HRDRO APPLICATION | | \$ |

RECEIPT # **002193**

DATED: 5-10-96 BY: [Signature]

Distribution-White Copy-Customer, Yellow Copy-Fiscal, Blue Copy-File, Buff Copy-Fiscal

Oregon Water Resources Department
Water Rights Division

Water Rights Application
Number S-71431

Final Order

Appeal Rights

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

This statement of judicial review rights does not create a right to judicial review of this order, if judicial review is otherwise precluded by law. Where no changes have been made to a Proposed Final Order on a water right application and no protests have been filed during the protest period, the final order is not subject to judicial review.

Application History

On March 25, 1991, OWYHEE IRRIGATION DISTRICT submitted an application to the Department for a water use permit. The Department issued a Proposed Final Order on November 24, 1998. The protest period closed January 8, 1999. The United States Department of the Interior, Bureau of Reclamation (BOR) filed a protest on January 7, 1999. On October 10, 2003, the application was assigned to the BOR. The protest was subsequently withdrawn by BOR on January 29, 2004.

The proposed use would not impair or be detrimental to the public interest.

Order

Upon payment of outstanding permit recording fees, Application S-71431 shall be approved as proposed by the Proposed Final Order and as provided on the attached draft permit.

Permit recording fees are required in the amount of **\$250.00**. Said fees are due and payable no later than 60 days from the date of this Final Order. Failure to pay the required permit recording fees within 60 days from the date of this Final Order may result in the proposed rejection of Application S-71431.

If you need to request additional time to submit the required fees, the written request should be received in the Salem office of the Department by the deadline above. The Department will evaluate the request and determine whether or not the request may be granted.

DATED December 8th, 2005

For Debbie Colbert
Phillip C. Ward, Director

This document was prepared by Kerry Kavanagh. If you have any questions about any of the statements contained in this document I am the most likely the best person to answer your questions. You can reach me at 503-986-0816.

If you have questions about how to file a protest or if you have previously filed a protest and want to know the status, please contact Mike Reynolds at 503-986-0820.

If you have other questions about the Department or any of its programs please contact our Water Rights Information Group at 503-986-0801.

Address all other correspondence to: Water Rights Section, Oregon Water Resources Department, 725 Summer St NE Ste A, Salem OR 97301-1271; Fax: 503-986-0901.

STATE OF OREGON

COUNTY OF MALHEUR

DRAFT PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS DRAFT PERMIT IS HEREBY ISSUED TO

BUREAU OF RECLAMATION
1150 CURTIS ROAD, SUITE 100
BOISE, ID 83706-1234

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

APPLICATION FILE NUMBER: S-71431

SOURCE OF WATER: OWYHEE RESERVOIR, CONSTRUCTED UNDER PERMIT R-599, ON THE OWYHEE RIVER

PURPOSE OR USE: IRRIGATION OF 1679.5 ACRES AND SUPPLEMENTAL IRRIGATION OF 74.4 ACRES

MAXIMUM RATE/VOLUME ALLOWED: 7015.6 ACRE-FEET PER YEAR

PERIOD OF USE: APRIL 1 TO OCTOBER 15

DATE OF PRIORITY: MARCH 25, 1991

POINT OF DIVERSION LOCATION: NW 1/4 SW 1/4, SECTION 21, T22S, R45E, W.M.; 264 FEET SOUTH AND 495 FEET EAST FROM WEST 1/4 CORNER, SECTION 22

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

THE PLACE OF USE IS LOCATED AS FOLLOWS:

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|--|----------------|---------------------|
| NW 1/4 SW 1/4 | 3.9 ACRES | |
| SW 1/4 SW 1/4 | 2.0 ACRES | |
| | SECTION 25 | |
| TOWNSHIP 15 SOUTH, RANGE 46 EAST, W.M. | | |
| NE 1/4 NE 1/4 | | 14.8 ACRES |
| | SECTION 31 | |
| TOWNSHIP 15 SOUTH, RANGE 47 EAST, W.M. | | |
| NE 1/4 SE 1/4 | 4.2 ACRES | |
| SE 1/4 SE 1/4 | 4.0 ACRES | |
| | SECTION 13 | |
| TOWNSHIP 16 SOUTH, RANGE 46 EAST, W.M. | | |

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|---------------|----------------|---------------------|
| NW 1/4 SE 1/4 | 4.2 ACRES | |
| | SECTION 7 | |
| NW 1/4 NW 1/4 | 18.3 ACRES | |
| SW 1/4 NW 1/4 | 36.3 ACRES | |
| NW 1/4 SW 1/4 | 11.1 ACRES | |
| | SECTION 14 | |
| SE 1/4 NE 1/4 | 30.4 ACRES | |
| NE 1/4 SE 1/4 | 2.4 ACRES | |
| | SECTION 15 | |
| NE 1/4 SE 1/4 | 15.5 ACRES | |
| SE 1/4 SE 1/4 | 11.7 ACRES | |
| | SECTION 17 | |
| SW 1/4 NE 1/4 | 0.7 ACRE | |
| SW 1/4 NW 1/4 | 5.4 ACRES | |
| SE 1/4 NW 1/4 | 1.2 ACRES | |
| NE 1/4 SW 1/4 | 0.6 ACRE | |
| NW 1/4 SW 1/4 | 28.0 ACRES | |
| SW 1/4 SW 1/4 | 0.9 ACRE | |
| | SECTION 18 | |
| NE 1/4 NE 1/4 | 0.1 ACRE | |
| NW 1/4 NE 1/4 | 6.0 ACRES | |
| SW 1/4 NE 1/4 | 24.1 ACRES | |
| SE 1/4 NE 1/4 | 14.9 ACRES | |
| NE 1/4 NW 1/4 | 9.5 ACRES | |
| NW 1/4 NW 1/4 | 0.5 ACRE | |
| SE 1/4 NW 1/4 | 5.7 ACRES | |
| NE 1/4 SW 1/4 | 2.5 ACRES | |
| NW 1/4 SW 1/4 | 6.7 ACRES | |
| | SECTION 20 | |
| NE 1/4 NW 1/4 | 5.6 ACRES | |
| NW 1/4 NW 1/4 | 5.3 ACRES | |
| SW 1/4 NW 1/4 | 3.3 ACRES | |
| SE 1/4 NW 1/4 | 1.7 ACRES | |
| NE 1/4 SW 1/4 | 1.0 ACRE | |
| SW 1/4 SW 1/4 | 2.3 ACRES | |
| SE 1/4 SW 1/4 | 2.5 ACRES | |
| NE 1/4 SE 1/4 | 5.4 ACRES | |
| SW 1/4 SE 1/4 | 8.4 ACRES | |
| SE 1/4 SE 1/4 | 0.9 ACRE | |
| | SECTION 21 | |
| SW 1/4 NW 1/4 | 3.5 ACRES | |
| NE 1/4 SW 1/4 | 2.7 ACRES | |
| SE 1/4 SW 1/4 | 0.6 ACRE | |
| SW 1/4 SE 1/4 | 2.8 ACRES | |
| | SECTION 22 | |
| NW 1/4 NE 1/4 | 1.7 ACRES | |
| | SECTION 27 | |

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|--|----------------|---------------------|
| NW 1/4 NE 1/4 | 1.6 ACRES | |
| SW 1/4 SW 1/4 | 1.6 ACRES | |
| | SECTION 28 | |
| NE 1/4 NE 1/4 | 2.1 ACRES | |
| SE 1/4 NE 1/4 | 0.5 ACRE | |
| | SECTION 29 | |
| NE 1/4 NW 1/4 | 27.8 ACRES | |
| NW 1/4 NW 1/4 | 38.0 ACRES | |
| SW 1/4 NW 1/4 | 39.3 ACRES | |
| SE 1/4 NW 1/4 | 21.9 ACRES | |
| NE 1/4 SW 1/4 | 9.5 ACRES | |
| SE 1/4 SE 1/4 | 11.5 ACRES | |
| | SECTION 32 | |
| SE 1/4 NW 1/4 | 2.0 ACRES | |
| SW 1/4 SW 1/4 | 19.0 ACRES | |
| NE 1/4 SE 1/4 | 6.2 ACRES | |
| NW 1/4 SE 1/4 | 5.4 ACRES | |
| | SECTION 33 | |
| SE 1/4 NE 1/4 | 5.1 ACRES | |
| NE 1/4 NW 1/4 | 9.3 ACRES | |
| NW 1/4 NW 1/4 | 0.6 ACRE | |
| SW 1/4 NW 1/4 | 2.1 ACRES | |
| SE 1/4 NW 1/4 | 2.7 ACRES | |
| SE 1/4 SW 1/4 | 6.8 ACRES | |
| NE 1/4 SE 1/4 | 4.6 ACRES | |
| | SECTION 34 | |
| TOWNSHIP 16 SOUTH, RANGE 47 EAST, W.M. | | |
| NE 1/4 SE 1/4 | 18.5 ACRES | |
| | SECTION 12 | |
| NE 1/4 SW 1/4 | 9.5 ACRES | |
| NW 1/4 SW 1/4 | 0.5 ACRE | |
| SW 1/4 SW 1/4 | 14.0 ACRES | |
| SW 1/4 SE 1/4 | 12.6 ACRES | |
| | SECTION 13 | |
| SE 1/4 SE 1/4 | 8.0 ACRES | |
| | SECTION 14 | |
| SW 1/4 NE 1/4 | 3.7 ACRES | |
| NW 1/4 SE 1/4 | 2.3 ACRES | |
| | SECTION 23 | |
| NW 1/4 NE 1/4 | 1.5 ACRES | |
| SW 1/4 NE 1/4 | 5.0 ACRES | |
| SW 1/4 NW 1/4 | 5.2 ACRES | |
| NE 1/4 SW 1/4 | 3.0 ACRES | |
| SE 1/4 SW 1/4 | 0.8 ACRE | |
| NE 1/4 SE 1/4 | 14.2 ACRES | |
| NW 1/4 SE 1/4 | 14.8 ACRES | |
| | SECTION 24 | |

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|--|----------------|---------------------|
| SW 1/4 NE 1/4 | 1.3 ACRES | |
| NE 1/4 NW 1/4 | 1.9 ACRES | |
| NW 1/4 NW 1/4 | 1.0 ACRE | |
| NW 1/4 SW 1/4 | 0.8 ACRE | |
| SW 1/4 SW 1/4 | 1.3 ACRES | |
| | SECTION 25 | |
| SE 1/4 SE 1/4 | 1.7 ACRES | |
| | SECTION 26 | |
| NE 1/4 NE 1/4 | 5.0 ACRES | |
| NE 1/4 SW 1/4 | 3.5 ACRES | |
| SW 1/4 SE 1/4 | 3.2 ACRES | |
| | SECTION 35 | |
| TOWNSHIP 17 SOUTH, RANGE 46 EAST, W.M. | | |
| NW 1/4 NE 1/4 | 2.5 ACRES | |
| NE 1/4 NW 1/4 | 20.5 ACRES | |
| SW 1/4 SW 1/4 | 3.0 ACRES | |
| SE 1/4 SW 1/4 | 12.3 ACRES | |
| | SECTION 3 | |
| NE 1/4 NW 1/4 | 2.6 ACRES | |
| | SECTION 4 | |
| NE 1/4 NE 1/4 | 0.8 ACRE | |
| SE 1/4 NE 1/4 | 7.5 ACRES | |
| SW 1/4 SW 1/4 | 3.7 ACRES | |
| | SECTION 5 | |
| NE 1/4 NE 1/4 | 15.9 ACRES | |
| NE 1/4 SW 1/4 | 3.4 ACRES | |
| NW 1/4 SW 1/4 | 18.1 ACRES | |
| NE 1/4 SE 1/4 | 0.8 ACRE | |
| NW 1/4 SE 1/4 | 3.1 ACRES | |
| SE 1/4 SE 1/4 | 1.3 ACRES | |
| | SECTION 7 | |
| NE 1/4 SW 1/4 | 1.3 ACRES | |
| NW 1/4 SW 1/4 | 5.4 ACRES | |
| SW 1/4 SW 1/4 | 0.8 ACRE | |
| | SECTION 8 | |
| SE 1/4 NE 1/4 | 1.7 ACRES | |
| | SECTION 9 | |
| NW 1/4 NW 1/4 | 0.9 ACRE | |
| | SECTION 17 | |
| NW 1/4 NW 1/4 | 10.1 ACRES | |
| SW 1/4 NW 1/4 | 1.5 ACRES | |
| | SECTION 18 | |
| SE 1/4 NW 1/4 | 3.0 ACRES | |
| NE 1/4 SW 1/4 | 1.0 ACRE | |
| | SECTION 19 | |
| SW 1/4 NW 1/4 | 10.6 ACRES | |
| NW 1/4 SW 1/4 | 0.6 ACRE | |
| | SECTION 20 | |

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|---------------|----------------------------|---------------------|
| NW 1/4 NW 1/4 | 2.0 ACRES | |
| | SECTION 21 | |
| NE 1/4 NE 1/4 | 17.5 ACRES | |
| SE 1/4 NE 1/4 | 2.5 ACRES | |
| SW 1/4 SW 1/4 | 5.0 ACRES | |
| | SECTION 30 | |
| NW 1/4 NW 1/4 | 23.4 ACRES | |
| SW 1/4 NW 1/4 | | 28.6 ACRES |
| | SECTION 32 | |
| TOWNSHIP 17 | SOUTH, RANGE 47 EAST, W.M. | |
| NE 1/4 NE 1/4 | 0.8 ACRE | |
| | SECTION 7 | |
| NE 1/4 NE 1/4 | 2.4 ACRES | |
| SW 1/4 NE 1/4 | 0.7 ACRE | |
| NE 1/4 SE 1/4 | 4.8 ACRES | |
| | SECTION 8 | |
| NE 1/4 SW 1/4 | 2.6 ACRES | |
| | SECTION 9 | |
| SW 1/4 SE 1/4 | 20.8 ACRES | |
| | SECTION 10 | |
| SW 1/4 SW 1/4 | 12.0 ACRES | |
| | SECTION 11 | |
| NW 1/4 SW 1/4 | 12.4 ACRES | |
| | SECTION 12 | |
| NW 1/4 NW 1/4 | 5.6 ACRES | |
| | SECTION 14 | |
| SE 1/4 NW 1/4 | 5.0 ACRES | |
| | SECTION 15 | |
| NE 1/4 NW 1/4 | 1.0 ACRE | |
| | SECTION 16 | |
| TOWNSHIP 18 | SOUTH, RANGE 45 EAST, W.M. | |
| SE 1/4 NW 1/4 | 4.4 ACRES | |
| | SECTION 2 | |
| NE 1/4 SW 1/4 | 1.8 ACRES | |
| NW 1/4 SW 1/4 | 0.1 ACRE | |
| | SECTION 6 | |
| NW 1/4 NE 1/4 | 36.7 ACRES | |
| | SECTION 10 | |
| SW 1/4 SW 1/4 | 7.0 ACRES | |
| SE 1/4 SW 1/4 | 10.0 ACRES | |
| | SECTION 24 | |
| NE 1/4 SW 1/4 | | 10.9 ACRES |
| NW 1/4 SW 1/4 | | 3.4 ACRES |
| | SECTION 26 | |
| NW 1/4 NW 1/4 | 6.0 ACRES | |
| SE 1/4 NW 1/4 | 1.9 ACRES | |
| | SECTION 27 | |

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|--|----------------|---------------------|
| NW 1/4 NE 1/4 | 0.7 ACRE | |
| NE 1/4 NW 1/4 | 5.1 ACRES | |
| NW 1/4 NW 1/4 | 1.5 ACRES | |
| | SECTION 28 | |
| NE 1/4 NE 1/4 | 5.7 ACRES | |
| SW 1/4 NE 1/4 | 14.5 ACRES | |
| SE 1/4 NE 1/4 | 3.2 ACRES | |
| NW 1/4 SW 1/4 | 2.7 ACRES | |
| NE 1/4 SE 1/4 | 3.4 ACRES | |
| | SECTION 29 | |
| SW 1/4 NE 1/4 | 8.7 ACRES | |
| SE 1/4 NE 1/4 | 8.5 ACRES | |
| NW 1/4 SE 1/4 | 1.3 ACRES | |
| | SECTION 30 | |
| NE 1/4 NE 1/4 | 14.0 ACRES | |
| NW 1/4 NE 1/4 | 1.8 ACRES | |
| SE 1/4 NE 1/4 | 4.1 ACRES | |
| NW 1/4 SE 1/4 | 2.4 ACRES | |
| | SECTION 32 | |
| NW 1/4 SW 1/4 | 12.9 ACRES | |
| | SECTION 33 | |
| NW 1/4 NE 1/4 | 3.4 ACRES | |
| NW 1/4 NW 1/4 | 3.9 ACRES | |
| | SECTION 34 | |
| NW 1/4 NW 1/4 | 8.3 ACRES | |
| SW 1/4 NW 1/4 | 22.3 ACRES | |
| SE 1/4 NW 1/4 | 11.5 ACRES | |
| NE 1/4 SW 1/4 | 4.6 ACRES | |
| | SECTION 35 | |
| TOWNSHIP 18 SOUTH, RANGE 46 EAST, W.M. | | |
| SE 1/4 SW 1/4 | 4.7 ACRES | |
| SW 1/4 SE 1/4 | 1.7 ACRES | |
| | SECTION 13 | |
| NE 1/4 SW 1/4 | 3.0 ACRES | |
| SE 1/4 SW 1/4 | 5.1 ACRES | |
| NE 1/4 SE 1/4 | 1.5 ACRES | |
| NW 1/4 SE 1/4 | 1.8 ACRES | |
| SW 1/4 SE 1/4 | 9.2 ACRES | |
| SE 1/4 SE 1/4 | 6.4 ACRES | |
| | SECTION 14 | |
| SE 1/4 SW 1/4 | 16.1 ACRES | |
| NW 1/4 SE 1/4 | 4.8 ACRES | |
| SW 1/4 SE 1/4 | 32.3 ACRES | |
| SE 1/4 SE 1/4 | 4.6 ACRES | |
| | SECTION 15 | |

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|--|----------------|---------------------|
| NE 1/4 NW 1/4 | 4.0 ACRES | |
| NW 1/4 NW 1/4 | 6.5 ACRES | |
| SE 1/4 SE 1/4 | 6.1 ACRES | |
| | SECTION 23 | |
| NE 1/4 NE 1/4 | 0.7 ACRE | |
| NW 1/4 NE 1/4 | 1.2 ACRE | |
| SW 1/4 NE 1/4 | 3.1 ACRES | |
| NE 1/4 SW 1/4 | 3.0 ACRES | |
| | SECTION 24 | |
| SW 1/4 NW 1/4 | 5.4 ACRES | |
| SW 1/4 SW 1/4 | 1.3 ACRES | |
| | SECTION 25 | |
| SE 1/4 NE 1/4 | 9.8 ACRES | |
| NW 1/4 SE 1/4 | 2.3 ACRES | |
| SW 1/4 SE 1/4 | 2.0 ACRES | |
| | SECTION 26 | |
| SE 1/4 SE 1/4 | 3.5 ACRES | |
| | SECTION 27 | |
| NE 1/4 SW 1/4 | 6.1 ACRES | |
| SW 1/4 SW 1/4 | 2.7 ACRES | |
| | SECTION 34 | |
| SE 1/4 NE 1/4 | 8.9 ACRES | |
| NE 1/4 SE 1/4 | 6.0 ACRES | |
| | SECTION 35 | |
| NE 1/4 NW 1/4 | 5.7 ACRES | |
| NE 1/4 SW 1/4 | 3.8 ACRES | |
| | SECTION 36 | |
| TOWNSHIP 19 SOUTH, RANGE 46 EAST, W.M. | | |
| SE 1/4 NE 1/4 | 0.3 ACRE | |
| NE 1/4 SE 1/4 | 12.4 ACRES | |
| NW 1/4 SE 1/4 | 0.6 ACRE | |
| | SECTION 9 | |
| NW 1/4 SW 1/4 | 1.7 ACRES | |
| | SECTION 10 | |
| NW 1/4 SE 1/4 | 2.3 ACRES | |
| SW 1/4 SE 1/4 | 6.8 ACRES | |
| | SECTION 11 | |
| NE 1/4 SW 1/4 | 13.4 ACRES | |
| NW 1/4 SW 1/4 | 4.6 ACRES | |
| SW 1/4 SW 1/4 | 1.1 ACRES | |
| SE 1/4 SW 1/4 | 13.9 ACRES | |
| SW 1/4 SE 1/4 | 22.4 ACRES | |
| | SECTION 12 | |
| NE 1/4 NE 1/4 | 1.0 ACRE | |
| SW 1/4 SW 1/4 | 1.1 ACRES | |
| NE 1/4 SE 1/4 | 2.5 ACRES | |
| SE 1/4 SE 1/4 | 17.1 ACRES | |
| | SECTION 13 | |

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|---------------|----------------------------|---------------------|
| SW 1/4 NE 1/4 | 0.2 ACRE | |
| NE 1/4 SW 1/4 | 0.8 ACRE | |
| NW 1/4 SE 1/4 | 2.5 ACRES | |
| | SECTION 23 | |
| NE 1/4 NW 1/4 | 1.4 ACRES | |
| NW 1/4 SW 1/4 | 0.2 ACRE | |
| SW 1/4 SW 1/4 | 1.8 ACRES | |
| | SECTION 36 | |
| TOWNSHIP 20 | SOUTH, RANGE 45 EAST, W.M. | |
| NW 1/4 NE 1/4 | 4.0 ACRES | |
| | SECTION 3 | |
| SE 1/4 NE 1/4 | 1.6 ACRES | |
| NE 1/4 SE 1/4 | 6.0 ACRES | |
| | SECTION 5 | |
| SW 1/4 NE 1/4 | 1.6 ACRES | |
| NW 1/4 SE 1/4 | 1.9 ACRES | |
| | SECTION 7 | |
| NW 1/4 SW 1/4 | 7.9 ACRES | |
| SW 1/4 SW 1/4 | 11.7 ACRES | |
| | SECTION 9 | |
| SE 1/4 SE 1/4 | 0.6 ACRE | |
| | SECTION 15 | |
| NE 1/4 NW 1/4 | 6.1 ACRES | |
| NW 1/4 NW 1/4 | 4.2 ACRES | |
| NE 1/4 SW 1/4 | 2.6 ACRES | |
| SW 1/4 SE 1/4 | 5.9 ACRES | |
| | SECTION 18 | |
| NE 1/4 NE 1/4 | 1.0 ACRE | |
| | SECTION 22 | |
| NW 1/4 NE 1/4 | 5.4 ACRES | |
| | SECTION 24 | |
| NW 1/4 SE 1/4 | 3.2 ACRES | |
| | SECTION 29 | |
| SE 1/4 SW 1/4 | 26.0 ACRES | |
| | SECTION 32 | |
| TOWNSHIP 20 | SOUTH, RANGE 46 EAST, W.M. | |
| NW 1/4 SW 1/4 | 19.7 ACRES | |
| SW 1/4 SW 1/4 | 11.8 ACRES | |
| | SECTION 2 | |
| NE 1/4 NW 1/4 | 7.6 ACRES | |
| NW 1/4 NW 1/4 | 9.3 ACRES | |
| SW 1/4 NW 1/4 | 13.4 ACRES | |
| NW 1/4 SW 1/4 | 5.0 ACRES | |
| | SECTION 11 | |
| NE 1/4 NE 1/4 | 2.1 ACRES | |
| SE 1/4 NE 1/4 | 2.0 ACRES | |
| SW 1/4 SW 1/4 | 8.3 ACRES | |
| | SECTION 12 | |

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|--|----------------|---------------------|
| NW 1/4 NE 1/4 | 3.5 ACRES | |
| NE 1/4 NW 1/4 | 11.5 ACRES | |
| SE 1/4 NW 1/4 | 2.7 ACRES | |
| | SECTION 14 | |
| TOWNSHIP 21 SOUTH, RANGE 45 EAST, W.M. | | |
| NE 1/4 SE 1/4 | 8.0 ACRES | |
| | SECTION 2 | |
| SW 1/4 SW 1/4 | 5.3 ACRES | |
| SE 1/4 SW 1/4 | 1.2 ACRES | |
| | SECTION 6 | |
| NW 1/4 NW 1/4 | 1.2 ACRES | |
| NW 1/4 SE 1/4 | | 4.2 ACRES |
| SW 1/4 SE 2/4 | | 12.3 ACRES |
| SE 1/4 SE 1/4 | 5.8 ACRES | |
| | SECTION 7 | |
| SE 1/4 NE 1/4 | 2.2 ACRES | |
| NE 1/4 NW 1/4 | 0.6 ACRES | |
| | SECTION 11 | |
| NE 1/4 SW 1/4 | 11.3 ACRES | |
| NW 1/4 SW 1/4 | 1.2 ACRES | |
| NE 1/4 SE 1/4 | 1.5 ACRES | |
| NW 1/4 SE 1/4 | 7.4 ACRES | |
| SW 1/4 SE 1/4 | 1.5 ACRES | |
| SE 1/4 SE 1/4 | 4.0 ACRES | |
| | SECTION 12 | |
| NW 1/4 SE 1/4 | 8.4 ACRES | |
| | SECTION 14 | |
| NW 1/4 NE 1/4 | | 0.2 ACRE |
| SW 1/4 SW 1/4 | 6.7 ACRES | |
| SE 1/4 SW 1/4 | 3.7 ACRES | |
| | SECTION 18 | |
| NE 1/4 SW 1/4 | 23.8 ACRES | |
| NW 1/4 SW 1/4 | 5.0 ACRES | |
| | SECTION 22 | |
| TOWNSHIP 21 SOUTH, RANGE 46 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.

This right is limited to any deficiency in the available supply of any prior right existing for the same land.

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 screens and by-pass devices are to be in place, functional and approved by an ODFW representative 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.

Actual construction work shall begin within one year from permit issuance. Complete application of the water to the use shall be made on or before October 1, 2010. 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. _____ 2005

DRAFT - THIS IS **NOT** A PERMIT

Phillip C. Ward, Director

OREGON WATER RESOURCES DEPARTMENT



State of Oregon
Water Resources Department
725 Summer St NE, Ste A
Salem, OR 97301-1266
Phone #: (503) 986-0900
Fax#: (503) 986-0901
www.wrd.state.or.us

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FAX TRANSMITTAL

TO: CHRIS, DWYEE IRRIG DIST FAX NUMBER: 541-372-2437

DATE: APRIL 20, 2007 PAGES: 14, INCLUDING COVER SHEET

FROM: KERRY KAVANAGH PHONE: (503) 986-0 816

COMMENTS: Final Order with draft permit pending payment of \$250 in permit recording fees.

Kerry

- WATER RIGHTS**
 - Water Rights Information
 - Adjudications
 - Hydroelectric
 - Certifications / Final Proofs
 - Hearings / Contested Cases
- FAX: (503) 986-0901

- TECHNICAL SERVICES**
 - Hydrographics
 - Ground Water
 - Information Services
 - GIS/Mapping
 - Dam Safety
 - Enforcement
 - Water Use Reporting
- FAX: (503) 986-0902

- FIELD SERVICES**
 - Regional Liaisons
 - Transfers
 - Hydrographics
- NORTHWEST REGION**
- District 16 Watermaster
- DIRECTOR'S OFFICE**
- Water Resources Commission
 - Legislation and Rules
 - Public Information
- ADMINISTRATIVE SERVICES**
- Fiscal / Accounting
 - Human Resources / Personnel
 - Water Development Loan Fund
 - Support Services
- FAX: (503) 986-0903 or
503-986-0904

FO CHECKLIST

Application #: S-71431 Applicant: OWYHEE IRRIGATION DISTRICT PFO week: 174 FO week: 486

Has applicant name and/or address changed, or has the file been (assigned)
 If new:

Were com
 Respo

Verify nar

Have affe 1-29-04 BOR withdraw Protest

Has ODF 10-3-03 App assigned to BOR

Are requ

Do PFO 11-24-98 PFO issued

Fees 1-7-99 BOR Protest of App ^{rec'd} S-71431

Fees as 3-25-
 Exam 11-25-98 Letter rec'd from ODFW
 ↳ "fish protection device" @ POD

Map
 - shows POD

requirement - one yr from
 permit issuance
~~(PFO notice)~~

_____ + _____ = \$200
 (Q) (total exam fee)

| | | |
|------------|---------------------|----------------------|
| EX | NG FEE REQUIRED | \$175 <u>(\$250)</u> |
| EX | NG FEE PAID | <u>0</u> |
| STILL OWED | <u>X</u> STILL OWED | <u>250 X</u> |

FO type DENIAL FO w/ Permit # 554398 FO w/o permit lacks fees
 lacks easement
 lacks approved dam plans & specs

5-11-07 WRD rec'd \$250.00 Recording Fees.

Name: Kerry L. Kavanagh Date: 11/17/2005 Peer Reviewer: CORY ENGEL

The purpose of this checklist is to be used as a working document by Department staff to aid in the production of the related Initial Review, Proposed Final Order, or Final Order. It is not intended to be a complete record of all factors which were considered to produce the document, nor is it intended to serve any purpose other than that stated above. The related Initial Review, Proposed Final Order, or Final Order is intended to stand alone as the record of factors considered in its production.

STATE OF OREGON
COUNTY OF MALHEUR

ADU + TOTALS CONFIRMED
BY ENGOL, 11/22/05

DRAFT PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS DRAFT PERMIT IS HEREBY ISSUED TO

BUREAU OF RECLAMATION
1150 CURTIS ROAD, SUITE 100
BOISE, ID 83706-1234

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

APPLICATION FILE NUMBER: S-71431

SOURCE OF WATER: OWYHEE RESERVOIR, CONSTRUCTED UNDER PERMIT R-599, ON THE OWYHEE RIVER

PURPOSE OR USE: IRRIGATION OF 1679.5 ACRES AND SUPPLEMENTAL IRRIGATION OF 74.4 ACRES

MAXIMUM RATE/VOLUME ALLOWED: 7015.6 ACRE-FEET PER YEAR

PERIOD OF USE: APRIL 1 TO OCTOBER 15

DATE OF PRIORITY: MARCH 25, 1991

POINT OF DIVERSION LOCATION: NW 1/4 SW 1/4, SECTION 21, T22S, R45E, W.M.; 264 FEET SOUTH AND 495 FEET EAST FROM WEST 1/4 CORNER, SECTION 22

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

THE PLACE OF USE IS LOCATED AS FOLLOWS:

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|--|--|---------------------|
| ✓ NW 1/4 SW 1/4 | 3.9 ACRES | |
| ✓ SW 1/4 SW 1/4 | 2.0 ACRES | |
| | SECTION 25 | |
| ✓ TOWNSHIP 15 SOUTH, RANGE 46 EAST, W.M. | | |
| ✓ NE 1/4 NE 1/4 | | 14.8 ACRES |
| | SECTION 31 | |
| ✓ TOWNSHIP 15 SOUTH, RANGE 47 EAST, W.M. | | |
| ✓ NE 1/4 SE 1/4 | 4.2 ACRES | |
| ✓ SE 1/4 SE 1/4 | 4.0 ACRES | |
| | SECTION 13 | |
| | TOWNSHIP 16 SOUTH, RANGE 46 EAST, W.M. | |

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|-----------------|----------------|---------------------|
| ✓ NW 1/4 SE 1/4 | 4.2 ACRES | |
| | SECTION 7 | |
| ✓ NW 1/4 NW 1/4 | 18.3 ACRES | |
| ✓ SW 1/4 NW 1/4 | 36.3 ACRES | |
| ✓ NW 1/4 SW 1/4 | 11.1 ACRES | |
| | SECTION 14 | |
| ✓ SE 1/4 NE 1/4 | 30.4 ACRES | |
| ✓ NE 1/4 SE 1/4 | 2.4 ACRES | |
| | SECTION 15 | |
| ✓ NE 1/4 SE 1/4 | 15.5 ACRES | |
| ✓ SE 1/4 SE 1/4 | 11.7 ACRES | |
| | SECTION 17 | |
| ✓ SW 1/4 NE 1/4 | 0.7 ACRE | |
| ✓ SW 1/4 NW 1/4 | 5.4 ACRES | |
| ✓ SE 1/4 NW 1/4 | 1.2 ACRES | |
| ✓ NE 1/4 SW 1/4 | 0.6 ACRE | |
| ✓ NW 1/4 SW 1/4 | 28.0 ACRES | |
| ✓ SW 1/4 SW 1/4 | 0.9 ACRE | |
| | SECTION 18 | |
| ✓ NE 1/4 NE 1/4 | 0.1 ACRE | |
| ✓ NW 1/4 NE 1/4 | 6.0 ACRES | |
| ✓ SW 1/4 NE 1/4 | 24.1 ACRES | |
| ✓ SE 1/4 NE 1/4 | 14.9 ACRES | |
| ✓ NE 1/4 NW 1/4 | 9.5 ACRES | |
| ✓ NW 1/4 NW 1/4 | 0.5 ACRE | |
| ✓ SE 1/4 NW 1/4 | 5.7 ACRES | |
| ✓ NE 1/4 SW 1/4 | 2.5 ACRES | |
| ✓ NW 1/4 SW 1/4 | 6.7 ACRES | |
| | SECTION 20 | |
| ✓ NE 1/4 NW 1/4 | 5.6 ACRES | |
| ✓ NW 1/4 NW 1/4 | 5.3 ACRES | |
| ✓ SW 1/4 NW 1/4 | 3.3 ACRES | |
| ✓ SE 1/4 NW 1/4 | 1.7 ACRES | |
| ✓ NE 1/4 SW 1/4 | 1.0 ACRE | |
| ✓ SW 1/4 SW 1/4 | 2.3 ACRES | |
| ✓ SE 1/4 SW 1/4 | 2.5 ACRES | |
| ✓ NE 1/4 SE 1/4 | 5.4 ACRES | |
| ✓ SW 1/4 SE 1/4 | 8.4 ACRES | |
| ✓ SE 1/4 SE 1/4 | 0.9 ACRE | |
| | SECTION 21 | |
| ✓ SW 1/4 NW 1/4 | 3.5 ACRES | |
| ✓ NE 1/4 SW 1/4 | 2.7 ACRES | |
| ✓ SE 1/4 SW 1/4 | 0.6 ACRE | |
| ✓ SW 1/4 SE 1/4 | 2.8 ACRES | |
| | SECTION 22 | |
| ✓ NW 1/4 NE 1/4 | 1.7 ACRES | |
| | SECTION 27 | |

284.4

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|-----------------|--|---------------------|
| ✓ NW 1/4 NE 1/4 | 1.6 ACRES | |
| ✓ SW 1/4 SW 1/4 | 1.6 ACRES | |
| | SECTION 28 | |
| ✓ NE 1/4 NE 1/4 | 2.1 ACRES | |
| ✓ SE 1/4 NE 1/4 | 0.5 ACRE | |
| | SECTION 29 | |
| ✓ NE 1/4 NW 1/4 | 27.8 ACRES | |
| ✓ NW 1/4 NW 1/4 | 38.0 ACRES | |
| ✓ SW 1/4 NW 1/4 | 39.3 ACRES | |
| ✓ SE 1/4 NW 1/4 | 21.9 ACRES | |
| ✓ NE 1/4 SW 1/4 | 9.5 ACRES | |
| ✓ SE 1/4 SE 1/4 | 11.5 ACRES | |
| | SECTION 32 | |
| ✓ SE 1/4 NW 1/4 | 2.0 ACRES | |
| ✓ SW 1/4 SW 1/4 | 19.0 ACRES | |
| ✓ NE 1/4 SE 1/4 | 6.2 ACRES | |
| ✓ NW 1/4 SE 1/4 | 5.4 ACRES | |
| | SECTION 33 | |
| ✓ SE 1/4 NE 1/4 | 5.1 ACRES | |
| ✓ NE 1/4 NW 1/4 | 9.3 ACRES | |
| ✓ NW 1/4 NW 1/4 | 0.6 ACRE | |
| ✓ SW 1/4 NW 1/4 | 2.1 ACRES | |
| ✓ SE 1/4 NW 1/4 | 2.7 ACRES | |
| ✓ SE 1/4 SW 1/4 | 6.8 ACRES | |
| ✓ NE 1/4 SE 1/4 | 4.6 ACRES | |
| | SECTION 34 | |
| | TOWNSHIP 16 SOUTH, RANGE 47 EAST, W.M. | |
| ✓ NE 1/4 SE 1/4 | 18.5 ACRES | |
| | SECTION 12 | |
| ✓ NE 1/4 SW 1/4 | 9.5 ACRES | |
| ✓ NW 1/4 SW 1/4 | 0.5 ACRE | |
| ✓ SW 1/4 SW 1/4 | 14.0 ACRES | |
| ✓ SW 1/4 SE 1/4 | 12.6 ACRES | |
| | SECTION 13 | |
| ✓ SE 1/4 SE 1/4 | 8.0 ACRES | |
| | SECTION 14 | |
| ✓ SW 1/4 NE 1/4 | 3.7 ACRES | |
| ✓ NW 1/4 SE 1/4 | 2.3 ACRES | |
| | SECTION 23 | |
| ✓ NW 1/4 NE 1/4 | 1.5 ACRES | |
| ✓ SW 1/4 NE 1/4 | 5.0 ACRES | |
| ✓ SW 1/4 NW 1/4 | 5.2 ACRES | |
| ✓ NE 1/4 SW 1/4 | 3.0 ACRES | |
| ✓ SE 1/4 SW 1/4 | 0.8 ACRE | |
| ✓ NE 1/4 SE 1/4 | 14.2 ACRES | |
| ✓ NW 1/4 SE 1/4 | 14.8 ACRES | |
| | SECTION 24 | |



331.2

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|-----------------|--|---------------------|
| ✓ SW 1/4 NE 1/4 | 1.3 ACRES | |
| ✓ NE 1/4 NW 1/4 | 1.9 ACRES | |
| ✓ NW 1/4 NW 1/4 | 1.0 ACRE | |
| ✓ NW 1/4 SW 1/4 | 0.8 ACRE | |
| ✓ SW 1/4 SW 1/4 | 1.3 ACRES | |
| | SECTION 25 | |
| ✓ SE 1/4 SE 1/4 | 1.7 ACRES | |
| | SECTION 26 | |
| ✓ NE 1/4 NE 1/4 | 5.0 ACRES | |
| ✓ NE 1/4 SW 1/4 | 3.5 ACRES | |
| ✓ SW 1/4 SE 1/4 | 3.2 ACRES | |
| | SECTION 35 | |
| | TOWNSHIP 17 SOUTH, RANGE 46 EAST, W.M. | |
| ✓ NW 1/4 NE 1/4 | 2.5 ACRES | |
| ✓ NE 1/4 NW 1/4 | 20.5 ACRES | |
| ✓ SW 1/4 SW 1/4 | 3.0 ACRES | |
| ✓ SE 1/4 SW 1/4 | 12.3 ACRES | |
| | SECTION 3 | |
| ✓ NE 1/4 NW 1/4 | 2.6 ACRES | |
| | SECTION 4 | |
| ✓ NE 1/4 NE 1/4 | 0.8 ACRE | |
| ✓ SE 1/4 NE 1/4 | 7.5 ACRES | |
| ✓ SW 1/4 SW 1/4 | 3.7 ACRES | |
| | SECTION 5 | |
| ✓ NE 1/4 NE 1/4 | 15.9 ACRES | |
| ✓ NE 1/4 SW 1/4 | 3.4 ACRES | |
| ✓ NW 1/4 SW 1/4 | 18.1 ACRES | |
| ✓ NE 1/4 SE 1/4 | 0.8 ACRE | |
| ✓ NW 1/4 SE 1/4 | 3.1 ACRES | |
| ✓ SE 1/4 SE 1/4 | 1.3 ACRES | |
| | SECTION 7 | |
| ✓ NE 1/4 SW 1/4 | 1.3 ACRES | |
| ✓ NW 1/4 SW 1/4 | 5.4 ACRES | |
| ✓ SW 1/4 SW 1/4 | 0.8 ACRE | |
| | SECTION 8 | |
| ✓ SE 1/4 NE 1/4 | 1.7 ACRES | |
| | SECTION 9 | |
| ✓ NW 1/4 NW 1/4 | 0.9 ACRE | |
| | SECTION 17 | |
| ✓ NW 1/4 NW 1/4 | 10.1 ACRES | |
| ✓ SW 1/4 NW 1/4 | 1.5 ACRES | |
| | SECTION 18 | |
| ✓ SE 1/4 NW 1/4 | 3.0 ACRES | |
| ✓ NE 1/4 SW 1/4 | 1.0 ACRE | |
| | SECTION 19 | |
| ✓ SW 1/4 NW 1/4 | 10.6 ACRES | |
| ✓ NW 1/4 SW 1/4 | 0.6 ACRE | |
| | SECTION 20 | |

152.1

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|--|----------------|---------------------|
| ✓ NW 1/4 NW 1/4 | 2.0 ACRES | |
| | SECTION 21 | |
| ✓ NE 1/4 NE 1/4 | 17.5 ACRES | |
| ✓ SE 1/4 NE 1/4 | 2.5 ACRES | |
| ✓ SW 1/4 SW 1/4 | 5.0 ACRES | |
| | SECTION 30 | |
| ✓ NW 1/4 NW 1/4 | 23.4 ACRES | |
| ✓ SW 1/4 NW 1/4 | | 28.6 ACRES |
| | SECTION 32 | |
| TOWNSHIP 17 SOUTH, RANGE 47 EAST, W.M. | | |
| ✓ NE 1/4 NE 1/4 | 0.8 ACRE | |
| | SECTION 7 | |
| ✓ NE 1/4 NE 1/4 | 2.4 ACRES | |
| ✓ SW 1/4 NE 1/4 | 0.7 ACRE | |
| ✓ NE 1/4 SE 1/4 | 4.8 ACRES | |
| | SECTION 8 | |
| ✓ NE 1/4 SW 1/4 | 2.6 ACRES | |
| | SECTION 9 | |
| ✓ SW 1/4 SE 1/4 | 20.8 ACRES | |
| | SECTION 10 | |
| ✓ SW 1/4 SW 1/4 | 12.0 ACRES | |
| | SECTION 11 | |
| ✓ NW 1/4 SW 1/4 | 12.4 ACRES | |
| | SECTION 12 | |
| ✓ NW 1/4 NW 1/4 | 5.6 ACRES | |
| | SECTION 14 | |
| ✓ SE 1/4 NW 1/4 | 5.0 ACRES | |
| | SECTION 15 | |
| ✓ NE 1/4 NW 1/4 | 1.0 ACRE | |
| | SECTION 16 | |
| TOWNSHIP 18 SOUTH, RANGE 45 EAST, W.M. | | |
| ✓ SE 1/4 NW 1/4 | 4.4 ACRES | |
| | SECTION 2 | |
| ✓ NE 1/4 SW 1/4 | 1.8 ACRES | |
| ✓ NW 1/4 SW 1/4 | 0.1 ACRE | |
| | SECTION 6 | |
| ✓ NW 1/4 NE 1/4 | 36.7 ACRES | |
| | SECTION 10 | |
| ✓ SW 1/4 SW 1/4 | 7.0 ACRES | |
| ✓ SE 1/4 SW 1/4 | 10.0 ACRES | |
| | SECTION 24 | |
| ✓ NE 1/4 SW 1/4 | | 10.9 ACRES |
| ✓ NW 1/4 SW 1/4 | | 3.4 ACRES |
| | SECTION 26 | |
| ✓ NW 1/4 NW 1/4 | 6.0 ACRES | |
| ✓ SE 1/4 NW 1/4 | 1.9 ACRES | |
| | SECTION 27 | |

186.4 42.9

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|-----------------|--|---------------------|
| ✓ NW 1/4 NE 1/4 | 0.7 ACRE | |
| ✓ NE 1/4 NW 1/4 | 5.1 ACRES | |
| ✓ NW 1/4 NW 1/4 | 1.5 ACRES | |
| | SECTION 28 | |
| ✓ NE 1/4 NE 1/4 | 5.7 ACRES | |
| ✓ SW 1/4 NE 1/4 | 14.5 ACRES | |
| ✓ SE 1/4 NE 1/4 | 3.2 ACRES | |
| ✓ NW 1/4 SW 1/4 | 2.7 ACRES | |
| ✓ NE 1/4 SE 1/4 | 3.4 ACRES | |
| | SECTION 29 | |
| ✓ SW 1/4 NE 1/4 | 8.7 ACRES | |
| ✓ SE 1/4 NE 1/4 | 8.5 ACRES | |
| ✓ NW 1/4 SE 1/4 | 1.3 ACRES | |
| | SECTION 30 | |
| ✓ NE 1/4 NE 1/4 | 14.0 ACRES | |
| ✓ NW 1/4 NE 1/4 | 1.8 ACRES | |
| ✓ SE 1/4 NE 1/4 | 4.1 ACRES | |
| ✓ NW 1/4 SE 1/4 | 2.4 ACRES | |
| | SECTION 32 | |
| ✓ NW 1/4 SW 1/4 | 12.9 ACRES | |
| | SECTION 33 | |
| ✓ NW 1/4 NE 1/4 | 3.4 ACRES | |
| ✓ NW 1/4 NW 1/4 | 3.9 ACRES | |
| | SECTION 34 | |
| ✓ NW 1/4 NW 1/4 | 8.3 ACRES | |
| ✓ SW 1/4 NW 1/4 | 22.3 ACRES | |
| ✓ SE 1/4 NW 1/4 | 11.5 ACRES | |
| ✓ NE 1/4 SW 1/4 | 4.6 ACRES | |
| | SECTION 35 | |
| | TOWNSHIP 18 SOUTH, RANGE 46 EAST, W.M. | |
| ✓ SE 1/4 SW 1/4 | 4.7 ACRES | |
| ✓ SW 1/4 SE 1/4 | 1.7 ACRES | |
| | SECTION 13 | |
| ✓ NE 1/4 SW 1/4 | 3.0 ACRES | |
| ✓ SE 1/4 SW 1/4 | 5.1 ACRES | |
| ✓ NE 1/4 SE 1/4 | 1.5 ACRES | |
| ✓ NW 1/4 SE 1/4 | 1.8 ACRES | |
| ✓ SW 1/4 SE 1/4 | 9.2 ACRES | |
| ✓ SE 1/4 SE 1/4 | 6.4 ACRES | |
| | SECTION 14 | |
| ✓ SE 1/4 SW 1/4 | 16.1 ACRES | |
| ✓ NW 1/4 SE 1/4 | 4.8 ACRES | |
| ✓ SW 1/4 SE 1/4 | 32.3 ACRES | |
| ✓ SE 1/4 SE 1/4 | 4.6 ACRES | |
| | SECTION 15 | |

225.7

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|-----------------|--|---------------------|
| ✓ NE 1/4 NW 1/4 | 4.0 ACRES | |
| ✓ NW 1/4 NW 1/4 | 6.5 ACRES | |
| ✓ SE 1/4 SE 1/4 | 6.1 ACRES | |
| | SECTION 23 | |
| ✓ NE 1/4 NE 1/4 | 0.7 ACRE | |
| ✓ NW 1/4 NE 1/4 | 1.2 ACRE | |
| ✓ SW 1/4 NE 1/4 | 3.1 ACRES | |
| ✓ NE 1/4 SW 1/4 | 3.0 ACRES | |
| | SECTION 24 | |
| ✓ SW 1/4 NW 1/4 | 5.4 ACRES | |
| ✓ SW 1/4 SW 1/4 | 1.3 ACRES | |
| | SECTION 25 | |
| ✓ SE 1/4 NE 1/4 | 9.8 ACRES | |
| ✓ NW 1/4 SE 1/4 | 2.3 ACRES | |
| ✓ SW 1/4 SE 1/4 | 2.0 ACRES | |
| | SECTION 26 | |
| ✓ SE 1/4 SE 1/4 | 3.5 ACRES | |
| | SECTION 27 | |
| ✓ NE 1/4 SW 1/4 | 6.1 ACRES | |
| ✓ SW 1/4 SW 1/4 | 2.7 ACRES | |
| | SECTION 34 | |
| ✓ SE 1/4 NE 1/4 | 8.9 ACRES | |
| ✓ NE 1/4 SE 1/4 | 6.0 ACRES | |
| | SECTION 35 | |
| ✓ NE 1/4 NW 1/4 | 5.7 ACRES | |
| ✓ NE 1/4 SW 1/4 | 3.8 ACRES | |
| | SECTION 36 | |
| | TOWNSHIP 19 SOUTH, RANGE 46 EAST, W.M. | |
| ✓ SE 1/4 NE 1/4 | 0.3 ACRE | |
| ✓ NE 1/4 SE 1/4 | 12.4 ACRES | |
| ✓ NW 1/4 SE 1/4 | 0.6 ACRE | |
| | SECTION 9 | |
| ✓ NW 1/4 SW 1/4 | 1.7 ACRES | |
| | SECTION 10 | |
| ✓ NW 1/4 SE 1/4 | 2.3 ACRES | |
| ✓ SW 1/4 SE 1/4 | 6.8 ACRES | |
| | SECTION 11 | |
| ✓ NE 1/4 SW 1/4 | 13.4 ACRES | |
| ✓ NW 1/4 SW 1/4 | 4.6 ACRES | |
| ✓ SW 1/4 SW 1/4 | 1.1 ACRES | |
| ✓ SE 1/4 SW 1/4 | 13.9 ACRES | |
| ✓ SW 1/4 SE 1/4 | 22.4 ACRES | |
| | SECTION 12 | |
| ✓ NE 1/4 NE 1/4 | 1.0 ACRE | |
| ✓ SW 1/4 SW 1/4 | 1.1 ACRES | |
| ✓ NE 1/4 SE 1/4 | 2.5 ACRES | |
| ✓ SE 1/4 SE 1/4 | 17.1 ACRES | |
| | SECTION 13 | |

183.3

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|-----------------|--|---------------------|
| ✓ SW 1/4 NE 1/4 | 0.2 ACRE | |
| ✓ NE 1/4 SW 1/4 | 0.8 ACRE | |
| ✓ NW 1/4 SE 1/4 | 2.5 ACRES | |
| | SECTION 23 | |
| ✓ NE 1/4 NW 1/4 | 1.4 ACRES | |
| ✓ NW 1/4 SW 1/4 | 0.2 ACRE | |
| ✓ SW 1/4 SW 1/4 | 1.8 ACRES | |
| | SECTION 36 | |
| | TOWNSHIP 20 SOUTH, RANGE 45 EAST, W.M. | |
| ✓ NW 1/4 NE 1/4 | 4.0 ACRES | |
| | SECTION 3 | |
| ✓ SE 1/4 NE 1/4 | 1.6 ACRES | |
| ✓ NE 1/4 SE 1/4 | 6.0 ACRES | |
| | SECTION 5 | |
| ✓ SW 1/4 NE 1/4 | 1.6 ACRES | |
| ✓ NW 1/4 SE 1/4 | 1.9 ACRES | |
| | SECTION 7 | |
| ✓ NW 1/4 SW 1/4 | 7.9 ACRES | |
| ✓ SW 1/4 SW 1/4 | 11.7 ACRES | |
| | SECTION 9 | |
| ✓ SE 1/4 SE 1/4 | 0.6 ACRE | |
| | SECTION 15 | |
| ✓ NE 1/4 NW 1/4 | 6.1 ACRES | |
| ✓ NW 1/4 NW 1/4 | 4.2 ACRES | |
| ✓ NE 1/4 SW 1/4 | 2.6 ACRES | |
| ✓ SW 1/4 SE 1/4 | 5.9 ACRES | |
| | SECTION 18 | |
| ✓ NE 1/4 NE 1/4 | 1.0 ACRE | |
| | SECTION 22 | |
| ✓ NW 1/4 NE 1/4 | 5.4 ACRES | |
| | SECTION 24 | |
| ✓ NW 1/4 SE 1/4 | 3.2 ACRES | |
| | SECTION 29 | |
| ✓ SE 1/4 SW 1/4 | 26.0 ACRES | |
| | SECTION 32 | |
| | TOWNSHIP 20 SOUTH, RANGE 46 EAST, W.M. | |
| ✓ NW 1/4 SW 1/4 | 19.7 ACRES | |
| ✓ SW 1/4 SW 1/4 | 11.8 ACRES | |
| | SECTION 2 | |
| ✓ NE 1/4 NW 1/4 | 7.6 ACRES | |
| ✓ NW 1/4 NW 1/4 | 9.3 ACRES | |
| ✓ SW 1/4 NW 1/4 | 13.4 ACRES | |
| ✓ NW 1/4 SW 1/4 | 5.0 ACRES | |
| | SECTION 11 | |
| ✓ NE 1/4 NE 1/4 | 2.1 ACRES | |
| ✓ SE 1/4 NE 1/4 | 2.0 ACRES | |
| ✓ SW 1/4 SW 1/4 | 8.3 ACRES | |
| | SECTION 12 | |

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|--|--|---------------------|
| ✓ NW 1/4 NE 1/4 | 3.5 ACRES | |
| ✓ NE 1/4 NW 1/4 | 11.5 ACRES | |
| ✓ SE 1/4 NW 1/4 | 2.7 ACRES | |
| | SECTION 14 | |
| ✓ TOWNSHIP 21 SOUTH, RANGE 45 EAST, W.M. | | |
| ✓ NE 1/4 SE 1/4 | 8.0 ACRES | |
| | SECTION 2 | |
| ✓ SW 1/4 SW 1/4 | 5.3 ACRES | |
| ✓ SE 1/4 SW 1/4 | 1.2 ACRES | |
| | SECTION 6 | |
| ✓ NW 1/4 NW 1/4 | 1.2 ACRES | |
| ✓ NW 1/4 SE 1/4 | | 4.2 ACRES |
| ✓ SW 1/4 SE 2/4 | | 12.3 ACRES |
| ✓ SE 1/4 SE 1/4 | 5.8 ACRES | |
| | SECTION 7 | |
| ✓ SE 1/4 NE 1/4 | 2.2 ACRES | |
| ✓ NE 1/4 NW 1/4 | 0.6 ACRES | |
| | SECTION 11 | |
| ✓ NE 1/4 SW 1/4 | 11.3 ACRES | |
| ✓ NW 1/4 SW 1/4 | 1.2 ACRES | |
| ✓ NE 1/4 SE 1/4 | 1.5 ACRES | |
| ✓ NW 1/4 SE 1/4 | 7.4 ACRES | |
| ✓ SW 1/4 SE 1/4 | 1.5 ACRES | |
| ✓ SE 1/4 SE 1/4 | 4.0 ACRES | |
| | SECTION 12 | |
| ✓ NW 1/4 SE 1/4 | 8.4 ACRES | |
| | SECTION 14 | |
| ✓ NW 1/4 NE 1/4 | | 0.2 ACRE |
| ✓ SW 1/4 SW 1/4 | 6.7 ACRES | |
| ✓ SE 1/4 SW 1/4 | 3.7 ACRES | |
| | SECTION 18 | |
| ✓ NE 1/4 SW 1/4 | 23.8 ACRES | |
| ✓ NW 1/4 SW 1/4 | 5.0 ACRES | |
| | SECTION 22 | |
| | TOWNSHIP 21 SOUTH, RANGE 46 EAST, W.M. | |

1165 167

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,

Oregon Water Resources Department



State of Oregon
Water Resources Department
725 Summer Street NE, Suite A, Salem, OR. 97301-1271
Phone: 503-986-0900
<http://www.wrd.state.or.us>

FAX TRANSMITTAL

To: Ruth Page
Date: 10/14/04
From: Connie Vance

Fax Number: 208-378-5305
Pages: 2, including cover sheet
Phone: 503-986-0803

Comments:

Copies of Assignment - Dwyler Irrigation Dist to
Div. of Reclamation. Terry Lefever is the
caseworker her phone # is 503-986-0816.

Connie Vance

503-986-0803

DIRECTOR'S OFFICE

- Water Resources Commission
- Legislation and Rules
- Public Information

FIELD SERVICES

- Regional Liaisons
- Transfers
- Hydrographics

NORTHWEST REGION

- District 16 Watermaster

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- Human Resources / Personnel
- Water Development Loan Fund
- Support Services

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- Dam Safety
- Enforcement
- Ground Water
- Information Services
- GIS/Mapping
- Water Use Reporting

Fax: 503-986-0902

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- Water Rights Information
- Adjudications
- Hydroelectric
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- Hearings / Contested Cases

Fax: 503-986-0901

Fax: 503-986-0903 or
503-986-0904



United States Department of the Interior

BUREAU OF RECLAMATION
Pacific Northwest Region
1150 North Curtis Road, Suite 100
Boise, Idaho 83706-1234

JAN 29 2004

IN REPLY
REFER TO:

PN-3110
WTR-4.10

Ms. Renee Moulon
Protest Program Coordinator
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1271

Subject: Withdrawal of Protest to Proposed Final Order to Water Right Application
No. S-71431, Owyhee Reservoir

Dear Ms. Moulon:

The Bureau of Reclamation withdraws the following protest of Water Right Application No. S-71431, filed by Owyhee Irrigation District (District), but recently assigned by the District to Reclamation.

Reclamation has completed the National Environmental Policy Act analysis and will be entering into a contract with the District for the use of stored water under this application. Thank you for your prompt attention to this matter.

If you have any questions, please call Ms. Ruth Page at 208-378-5382.

Sincerely,

E.Gail McGarry
Program Manager
Water Rights and Acquisition

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FEB 02 2004

WATER RESOURCES DEPT
SALEM, OREGON

July 20, 1998

Laura K Snedaker
Senior Water Rights Examiner

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WATER RESOURCES DEPT.
SALEM, OREGON

Dear Laura:

Well here they are! I sent the original of the Place of Use Location with the maps. You will find some small changes made, most of those we had discussed before. Also I have not hatched the ground the Stringers did not want included.

Any questions or problems - just let me know.

Laura

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WATER RESOURCES DEPT.
SALEM, OREGON

Page 1

THE PLACE OF USE IS LOCATED AS FOLLOWS:

NW 1/4 SW 1/4 3.9 ACRES
 SW 1/4 SW 1/4 2.0 ACRES
 SECTION 25
 TOWNSHIP 15 SOUTH, RANGE 46 EAST, W.M.
 NE 1/4 NE 1/4 14.8 ACRES
 SECTION 31
 TOWNSHIP 15 SOUTH, RANGE 47 EAST, W.M.
 NE 1/4 SE 1/4 4.2 ACRES
 SE 1/4 SE 1/4 4.0 ACRES
 SECTION 13
 TOWNSHIP 16 SOUTH, RANGE 46 EAST, W.M.
 NW 1/4 SE 1/4 4.2 ACRES
 SECTION 7

~~40.3 ACRES~~

~~SECTION 13 (THE ACRES IN THIS SECTION NEED TO BE HATCHURED)~~

~~NE 1/4 NE 1/4 36.8 ACRES~~ *Stringer*
~~NW 1/4 NE 1/4 38.4 ACRES~~ *Stringer*
~~SW 1/4 NE 1/4 18.5 ACRES~~ *Stringer*
~~SE 1/4 NE 1/4 17.5 ACRES~~ *Stringer*
~~NE 1/4 NW 1/4 37.5 ACRES~~ *Stringer*
 ✓NW 1/4 NW 1/4 18.3 ACRES
 ✓SW 1/4 NW 1/4 36.3 ACRES
~~SE 1/4 NW 1/4 24.4 ACRES~~ *Stringer*

32.4 stringer
3.0
do not hatch
any of stringer

✓NW 1/4 SW 1/4 11.1 ACRES (THESE ACRES NEED TO BE HATCHURED)

SECTION 14
 SE 1/4 NE 1/4 30.4 ACRES
 NE 1/4 SE 1/4 2.4 ACRES
 SECTION 15
 NE 1/4 SE 1/4 15.5 ACRES
 SE 1/4 SE 1/4 11.7 ACRES
 SECTION 17
 SW 1/4 NE 1/4 0.7 ACRE
 SW 1/4 NW 1/4 5.4 ACRES
 SE 1/4 NW 1/4 1.2 ACRES
 NE 1/4 SW 1/4 0.6 ACRE
 NW 1/4 SW 1/4 28.0 ACRES
 SW 1/4 SW 1/4 0.9 ACRE
 SECTION 18
 NE 1/4 NE 1/4 0.1 ACRE
 NW 1/4 NE 1/4 6.0 ACRES
 SW 1/4 NE 1/4 24.1 ACRES
 SE 1/4 NE 1/4 14.9 ACRES
 NE 1/4 NW 1/4 9.5 ACRES
 NW 1/4 NW 1/4 0.5 ACRE
 SE 1/4 NW 1/4 5.7 ACRES
 NE 1/4 SW 1/4 2.5 ACRES

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WATER RESOURCES DEPT.
SALEM, OREGON

NW 1/4 SW 1/4 6.7 ACRES
SECTION 20

NE 1/4 NW 1/4 5.6 ACRES (FIX ON MAP)

NW 1/4 NW 1/4 5.3 ACRES

SW 1/4 NW 1/4 3.3 ACRES (NEED TO ADD TO MAP)

SE 1/4 NW 1/4 1.7 ACRES

NE 1/4 SW 1/4 1.0 ACRE

SW 1/4 SW 1/4 2.3 ACRES

SE 1/4 SW 1/4 2.5 ACRES

NE 1/4 SE 1/4 5.4 ACRES

SW 1/4 SE 1/4 8.4 ACRES

SE 1/4 SE 1/4 0.9 ACRE

SECTION 21

SW 1/4 NW 1/4 3.5 ACRES

NE 1/4 SW 1/4 2.7 ACRES

SE 1/4 SW 1/4 0.6 ACRE

SW 1/4 SE 1/4 2.8 ACRES

SECTION 22

NW 1/4 ~~SE~~^{NE} 1/4 1.7 ACRES

SECTION 27

NW 1/4 NE 1/4 1.6 ACRES

~~NE 1/4 NW 1/4 (ARE THERE ACRES IN THIS QUARTER QUARTER) NO~~

SW 1/4 SW 1/4 1.6 ACRES

SECTION 28

NE 1/4 NE 1/4 2.1 ACRES

SE 1/4 NE 1/4 0.5 ACRE

SECTION 29

NE 1/4 NW 1/4 27.8 ACRES

NW 1/4 NW 1/4 38.0 ACRES

SW 1/4 NW 1/4 39.3 ACRES

SE 1/4 NW 1/4 21.9 ACRES

NE 1/4 SW 1/4 9.5 ACRES

SE 1/4 SE 1/4 11.5 ACRES

SECTION 32

SE 1/4 NW 1/4 2.0 ACRES

SW 1/4 SW 1/4 19.0 ACRES

NE 1/4 SE 1/4 6.2 ACRES

NW 1/4 SE 1/4 5.4 ACRES

SECTION 33

SE 1/4 NE 1/4 5.1 ACRES

NE 1/4 NW 1/4 9.3 ACRES

SW 1/4 NW 1/4 2.1 ACRES

SE 1/4 NW 1/4 2.7 ACRES

SE 1/4 SW 1/4 6.8 ACRES

NE 1/4 SE 1/4 4.6 ACRES

SECTION 34

TOWNSHIP 16 SOUTH, RANGE 47 EAST, W.M.

NW 1/4 NW 1/4 .6 Acres

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Page 3

JUL 23 1998

WATER RESOURCES DEPT.
SALEM, OREGON

NE 1/4 SE 1/4 18.5 ACRES

SECTION 12 9.5

NE 1/4 SW 1/4 10.0 ACRES

NW 1/4 SW 1/4 (FIX ON MAP) .5

SW 1/4 SW 1/4 14.0 ACRES

SW 1/4 SE 1/4 12.6 ACRES

SECTION 13 (IS THE ACRE DISTRIBUTION CORRECT IN THIS SECTION)

SE 1/4 SE 1/4 8.0 ACRES

SECTION 14

SW 1/4 NE 1/4 3.7 ACRES

NW 1/4 SE 1/4 2.3 ACRES

SECTION 23

NW 1/4 NE 1/4 1.5 ACRES

SW 1/4 NE 1/4 5.0 ACRES

SW 1/4 NW 1/4 5.2 ACRES

NE 1/4 SW 1/4 3.0 ACRES

SE 1/4 SW 1/4 0.8 ACRE

NE 1/4 SE 1/4 14.2 ACRES

NW 1/4 SE 1/4 14.8 ACRES

SECTION 24

SW 1/4 NE 1/4 1.3 ACRES

NE 1/4 NW 1/4 1.9 ACRES

NW 1/4 NW 1/4 1.0 ACRE

NW 1/4 SW 1/4 0.8 ACRE

SW 1/4 SW 1/4 1.3 ACRES

SECTION 25

SE 1/4 SE 1/4 1.7 ACRES

SECTION 26

NE 1/4 NE 1/4 5.0 ACRES

NE 1/4 SW 1/4 3.5 ACRES

SW 1/4 SE 1/4 3.2 ACRES

SECTION 35

TOWNSHIP 17 SOUTH, RANGE 46 EAST, W.M.

NW 1/4 NE 1/4 2.5 ACRES

NE 1/4 NW 1/4 20.5 ACRES

SW 1/4 SW 1/4 3.0 ACRES

SE 1/4 SW 1/4 12.3 ACRES

SECTION 3

NE 1/4 NW 1/4 2.6 ACRES

SECTION 4

NE 1/4 NE 1/4 0.8 ACRE

SE 1/4 NE 1/4 7.5 ACRES

SW 1/4 SW 1/4 3.7 ACRES

SECTION 5

NE 1/4 NE 1/4 15.9 ACRES

NE 1/4 SW 1/4 3.4 ACRES

NW 1/4 SW 1/4 18.1 ACRES

NE 1/4 SE 1/4 0.8 ACRE

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WATER RESOURCES DEPT.
SALEM, OREGON

NW 1/4 SE 1/4 3.1 ACRES
SE 1/4 SE 1/4 1.3 ACRES
SECTION 7
NE 1/4 SW 1/4 1.3 ACRES
NW 1/4 SW 1/4 5.4 ACRES
SW 1/4 SW 1/4 0.8 ACRE
SECTION 8
SE 1/4 NE 1/4 1.7 ACRES
SECTION 9
NW 1/4 NW 1/4 0.9 ACRE
SECTION 17
NW 1/4 NW 1/4 10.1 ACRES
SW 1/4 NW 1/4 1.5 ACRES
SECTION 18
SE 1/4 NW 1/4 3.0 ACRES
NE 1/4 SW 1/4 1.0 ACRE
SECTION 19
SW 1/4 NW 1/4 10.6 ACRES
NW 1/4 SW 1/4 0.6 ACRE
SECTION 20
NW 1/4 NW 1/4 2.0 ACRES
SECTION 21
NE 1/4 NE 1/4 ~~17.4~~ 17.5 ACRES
SE 1/4 NE 1/4 2.5 ACRES
SW 1/4 SW 1/4 5.0 ACRES
SECTION 30
NW 1/4 NW 1/4 23.4 ACRES
SW 1/4 NW 1/4 28.6 ACRES
SECTION 32
TOWNSHIP 17 SOUTH, RANGE 47 EAST, W.M.
NE 1/4 NE 1/4 0.8 ACRE
SECTION 7
NE 1/4 NE 1/4 2.4 ACRES
SW 1/4 NE 1/4 0.7 ACRE
NE 1/4 SE 1/4 4.8 ACRES
SECTION 8
NE 1/4 SW 1/4 2.6 ACRES
SECTION 9
SW 1/4 SE 1/4 20.8 ACRES
SECTION 10
SW 1/4 SW 1/4 12.0 ACRES
SECTION 11
NW 1/4 SW 1/4 12.4 ACRES
SECTION 12
NW 1/4 NW 1/4 5.6 ACRES
SECTION 14
SE 1/4 NW 1/4 5.0 ACRES
SECTION 15

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WATER RESOURCES DEPT.
SALEM, OREGON

NE 1/4 NW 1/4 1.0 ACRE
SECTION 16
TOWNSHIP 18 SOUTH, RANGE 45 EAST, W.M.
SE 1/4 NW 1/4 4.4 ACRES
SECTION 2
NE 1/4 SW 1/4 1.8 ACRES
NW 1/4 SW 1/4 0.1 ACRE
SECTION 6
NW 1/4 NE 1/4 36.7 ACRES
SECTION 10
SW 1/4 SW 1/4 7.0 ACRES
SE 1/4 SW 1/4 10.0 ACRES
SECTION 24
NE 1/4 SW 1/4 10.9 ACRES
NW 1/4 SW 1/4 3.4 ACRES
SECTION 26
NW 1/4 NW 1/4 6.0 ACRES
SE 1/4 NW 1/4 1.9 ACRES
SECTION 27
NW 1/4 NE 1/4 0.7 ACRE
NE 1/4 NW 1/4 5.1 ACRES
NW 1/4 NW 1/4 1.5 ACRES
SECTION 28
NE 1/4 NE 1/4 5.7 ACRES
SW 1/4 NE 1/4 14.5 ACRES
SE 1/4 NE 1/4 3.2 ACRES
NW 1/4 SW 1/4 2.7 ACRES
NE 1/4 SE 1/4 3.4 ACRES
SECTION 29
SW 1/4 NE 1/4 8.7 ACRES
SE 1/4 NE 1/4 8.5 ACRES
NW 1/4 SE 1/4 1.3 ACRE (~~NEEDS TO BE ADDED TO MAP~~)^{ok}
SECTION 30
NE 1/4 NE 1/4 14.0 ACRES
NW 1/4 NE 1/4 1.8 ACRES
SE 1/4 NE 1/4 4.1 ACRES
NW 1/4 SE 1/4 2.4 ACRES
SECTION 32
NW 1/4 SW 1/4 12.9 ACRES
SECTION 33
NW 1/4 NE 1/4 3.4 ACRES
NW 1/4 NW 1/4 3.9 ACRES
SECTION 34
NW 1/4 NW 1/4 8.3 ACRES
SW 1/4 NW 1/4 ~~23.5~~
22.3 ACRES

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SE 1/4 NW 1/4 11.5 ACRES
NE 1/4 SW 1/4 4.6 ACRES

SECTION 35

TOWNSHIP 18 SOUTH, RANGE 46 EAST, W.M.

SE 1/4 SW 1/4 4.7 ACRES

SW 1/4 SE 1/4 1.7 ACRES

SECTION 13

NE 1/4 SW 1/4 3.0 ACRES

SE 1/4 SW 1/4 5.1 ACRES

NE 1/4 SE 1/4 1.5 ACRES

NW 1/4 SE 1/4 1.8 ACRES

SW 1/4 SE 1/4 9.2 ACRES

SE 1/4 SE 1/4 6.4 ACRES

SECTION 14

SE 1/4 SW 1/4 16.1 ACRES

NW 1/4 SE 1/4 4.8 ACRES

SW 1/4 SE 1/4 32.3 ACRES

SE 1/4 SE 1/4 4.6 ACRES

SECTION 15

NE 1/4 NW 1/4 4.0 ACRES

NW 1/4 NW 1/4 6.5 ACRES

SE 1/4 SE 1/4 6.1 ACRES

SECTION 23

NE 1/4 NE 1/4 0.7 ACRE (NEEDS TO BE ADDED TO MAP)

NW 1/4 NE 1/4 1.2 ACRE (NEEDS TO BE ADDED TO MAP)

SW 1/4 NE 1/4 3.1 ACRES

NE 1/4 SW 1/4 3.0 ACRES

SECTION 24

SW 1/4 NW 1/4 5.4 ACRES

SW 1/4 SW 1/4 1.3 ACRES

SECTION 25

SE 1/4 NE 1/4 9.8 ACRES

NW 1/4 SE 1/4 2.3 ACRES

SW 1/4 SE 1/4 2.0 ACRES

SECTION 26

SE 1/4 SE 1/4 3.5 ACRES

SECTION 27

NE 1/4 SW 1/4 6.1 ACRES

SW 1/4 SW 1/4 2.7 ACRES

SECTION 34

SE 1/4 NE 1/4 8.9 ACRES

NE 1/4 SE 1/4 6.0 ACRES

SECTION 35

NE 1/4 NW 1/4 5.7 ACRES

NE 1/4 SW 1/4 3.8 ACRES

SECTION 36

TOWNSHIP 19 SOUTH, RANGE 46 EAST, W.M.

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WATER RESOURCES DEPT.
SALEM, OREGON

SE 1/4 NE 1/4 0.3 ACRE
 NE 1/4 SE 1/4 12.4 ACRES
 NW 1/4 SE 1/4 0.6 ACRES
 SECTION 9
 NW 1/4 SW 1/4 1.7 ACRES
 SECTION 10
 NW 1/4 SE 1/4 2.3 ACRES
 SW 1/4 SE 1/4 6.8 ACRES
 SECTION 11
 NE 1/4 SW 1/4 13.4 ACRES
 NW 1/4 SW 1/4 4.6 ACRES
 SW 1/4 SW 1/4 1.1 ACRES
 SE 1/4 SW 1/4 13.9 ACRES
 SW 1/4 SE 1/4 22.4 ACRES
 SECTION 12
 NE 1/4 NE 1/4 1.0 ACRE
 SW 1/4 SW 1/4 1.1 ACRES
 NE 1/4 SE 1/4 2.5 ACRES
 SE 1/4 SE 1/4 17.1 ACRES
 SECTION 13

SW 1/4 NE 1/4 (~~ARE THERE ANY ACRES IN THIS QUARTER QUARTER~~), 2

NE 1/4 SW 1/4 0.8 ACRE
 NW 1/4 SE 1/4 ~~2.7~~ ACRES
 SECTION 23
 NE 1/4 NW 1/4 ~~1.7~~ 1.4 ACRES
 SW 1/4 SW 1/4 ~~2.0~~ 1.8 ACRES
 SECTION 36

← NW(LKS)
NE 1/4 SW 1/4 0.2 acres

TOWNSHIP 20 SOUTH, RANGE 45 EAST, W.M.

NW 1/4 NE 1/4 4.0 ACRES
 SECTION 3
 SE 1/4 NE 1/4 1.6 ACRES
 NE 1/4 SE 1/4 ~~4.0~~ 6.0 ACRES
 SECTION 5
 SW 1/4 NE 1/4 1.6 ACRES
 NW 1/4 SE 1/4 1.9 ACRES
 SECTION 7
 NW 1/4 SW 1/4 7.9 ACRES
 SW 1/4 SW 1/4 11.7 ACRES
 SECTION 9
 SE 1/4 SE 1/4 0.6 ACRE
 SECTION 15
 NE 1/4 NW 1/4 6.1 ACRES
 NW 1/4 NW 1/4 4.2 ACRES

NE 1/4 SW 1/4 2.6 ACRES (~~NEEDS TO BE ADDED TO MAP~~)

SW 1/4 SE 1/4 5.9 ACRES
 SECTION 18
 NE 1/4 NE 1/4 1.0 ACRE
 SECTION 22

JUL 23 1998

WATER RESOURCES DEPT.
SALEM, OREGON

NW 1/4 NE 1/4 5.4 ACRES
SECTION 24
NW 1/4 SE 1/4 3.2 ACRES
SECTION 29
SE 1/4 SW 1/4 26.0 ACRES
SECTION 32

TOWNSHIP 20 SOUTH, RANGE 46 EAST, W.M.

NW 1/4 SW 1/4 19.7 ACRES
SW 1/4 SW 1/4 11.8 ACRES
SECTION 2
NE 1/4 NW 1/4 7.6 ACRES
NW 1/4 NW 1/4 9.3 ACRES
SW 1/4 NW 1/4 13.4 ACRES
NW 1/4 SW 1/4 5.0 ACRES
SECTION 11
NE 1/4 NE 1/4 2.1 ACRES
SE 1/4 NE 1/4 2.0 ACRES
SW 1/4 SW 1/4 8.3 ACRES
SECTION 12
NW 1/4 NE 1/4 3.5 ACRES
NE 1/4 NW 1/4 11.5 ACRES
SE 1/4 NW 1/4 2.7 ACRES
SECTION 14

TOWNSHIP 21 SOUTH, RANGE 45 EAST, W.M.

NE 1/4 SE 1/4 8.0 ACRES
SECTION 2
SW 1/4 SW 1/4 5.3 ACRES
SE 1/4 SW 1/4 1.2 ACRES
SECTION 6
NW 1/4 NW 1/4 1.2 ACRES

~~SW 1/4 SW 1/4 32.0 ACRES (NEEDS TO BE ADDED TO MAP) *no.*~~

NW 1/4 SE 1/4 4.2 ACRES *supplement*
SW 1/4 SE 2/4 12.3 ACRES *supplement*
SE 1/4 SE 1/4 5.8 ACRES
SECTION 7
SE 1/4 NE 1/4 2.2 ACRES
NE 1/4 NW 1/4 0.6 ACRES
SECTION 11
NE 1/4 SW 1/4 11.3 ACRES
NW 1/4 SW 1/4 1.2 ACRES
NE 1/4 SE 1/4 1.5 ACRES
NW 1/4 SE 1/4 7.4 ACRES
SW 1/4 SE 1/4 1.5 ACRES
SE 1/4 SE 1/4 4.0 ACRES
SECTION 12
NW 1/4 SE 1/4 8.4 ACRES
SECTION 14

NW 1/4 NE 1/4 0.2 ACRE *Supplemental*
SW 1/4 SW 1/4 6.7 ACRES
SE 1/4 SW 1/4 3.7 ACRES

SECTION 18

NE 1/4 SW 1/4 23.8 ACRES

NW 1/4 SW 1/4 5.0 ACRES

SECTION 22

TOWNSHIP 21 SOUTH, RANGE 46 EAST, W.M.

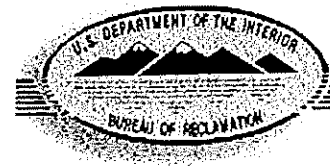
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**WATER RESOURCES DEPT.
SALEM, OREGON**

FAX TRANSMISSION RECORD

Bureau of Reclamation
Pacific Northwest Region



From: Ruth L. Page
Water Rights and Acquisition
Bureau of Reclamation
Pacific Northwest Region
1150 North Curtis Road, Suite 100
Boise, Idaho 83706-1234
Phone: 208-378-5382 Fax: 208-378-5305

Date: January 29, 2004

To: Renee Moulon

Fax/Phone Number: 503-986-0901

Number of pages including this sheet: 2

This fax will be followed by a mailed letter.

TRANSMISSION NOTICE: This fax is intended only for the addressees listed above. It may contain information that is privileged, sensitive, confidential, or otherwise protected from disclosure. Any dissemination, distribution, or copying of this fax and its contents by persons other than the addressees above is strictly prohibited. If you received this fax in error, please notify sender immediately and mail back the original to us at the address listed above.



United States Department of the Interior

BUREAU OF RECLAMATION
Pacific Northwest Region
1150 North Curtis Road, Suite 100
Boise, Idaho 83706-1234

JAN 29 2004

IN REPLY
REFER TO:

PN-3110
WTR-4.10

Ms. Renee Moulon
Protest Program Coordinator
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1271

Subject: Withdrawal of Protest to Proposed Final Order to Water Right Application
No. S-71431, Owyhee Reservoir

Dear Ms. Moulon:

The Bureau of Reclamation withdraws the following protest of Water Right Application No. S-71431, filed by Owyhee Irrigation District (District), but recently assigned by the District to Reclamation.

Reclamation has completed the National Environmental Policy Act analysis and will be entering into a contract with the District for the use of stored water under this application. Thank you for your prompt attention to this matter.

If you have any questions, please call Ms. Ruth Page at 208-378-5382.

Sincerely,

E. Gail McGarry
Program Manager
Water Rights and Acquisition



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97301-4172
503-378-3739
FAX 503-378-8130

October 3, 2003

Owyhee Irrigation District
17 South First Street
Nyssa, Oregon 97913

Reference: Application S-71431

The assignment from Owyhee Irrigation District to United States of America Bureau of Reclamation, has been recorded in the records of the Water Resources Department.

Our records have been changed accordingly and the original request is enclosed. Receipt number 63160 covering the recording fee of \$100.00 is also enclosed.

Sincerely,

Jerry Sauter
Water Rights Program Analyst

Enclosure: receipt 63160

cc: Watermaster 9
Bureau of Reclamation
Renee Moulun OWRD
Data Center, OWRD
Mary Rohling
File

REQUEST FOR ASSIGNMENT

RECEIVED
SEP 25 2003
WATER RESOURCES DEPT
SALEM, OREGON

I, Owyhee Irrigation District
(Name of Applicant / Permit Holder)

17 South First Street Nyssa, OR 97913 (541) 372-3540
(mailing address) (City) (State) (Zip) (Phone #)

CHECK ONE

- ...hereby assign ***all my interest*** in and to application/permit;
- ...hereby assign ***all my interest*** in and to a ***portion*** of application/permit;
(You must include a map showing the portion of the application/permit to be assigned.)
- ...hereby assign ***a portion of my interest*** in and to the ***entire*** application/permit;

Application # S-71431, Permit # _____;
-OR-

GR Statement # _____, GR Certificate of Registration # _____

as filed in the office of the Water Resources Director, to:

See Attachment

(Name of New Owner) _____

_____ OR _____
(mailing address) (City) (State) (Zip) (Phone #)

NOTE: If there are other owners of the property described in this Application, Permit or Certificate of Ground Water Registration, you must provide a list of all other owners' names and mailing addresses and attach it to this form.

I hereby certify that I have notified all other owners of the property described in this Application, Permit or Certificate of Registration of this request for assignment.

Witness my hand this 17th day of September, 2003.

Applicant/Permit holder [Signature]

Applicant/Permit holder _____

[Handwritten signature]
9/30/2003

DO NOT WRITE IN THIS BOX

This certifies assignment and record change at Oregon Water Resources Department effective 8:00a.m. on date of receipt at Salem, Oregon.
Fee receipt # 63160
For Director by Jerry Sauter, Program Analyst in Water Rights Division *[Signature]*

The completed "Request for Assignment" form *must be* submitted to the Department along with the appropriate recording fees:

- ◆ \$25 for the first page, and
- ◆ \$5 for ***each additional page.***
[as required by ORS 536.050(1)(d)]

WATER RESOURCES DEPARTMENT
158 12TH STREET NE
SALEM, OREGON 97301-4172



Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97301-4172
(503) 378-3739
FAX (503) 378-8130
www.wrd.state.or.us

VIA MAIL

July 25, 2002

Michael W. Horton
Stunz, Fonda, Kiyuna & Horton LLP
106 Main Street
P.O. Box 1565
Nyssa, OR 97913

RE: Water Right Application S 71431 (Owyhee Irrigation District)

Dear Mr. Horton:

Pursuant to your request of June 4, 2002, the above matter shall remain on administrative hold until **October 31, 2003**. The Department finds this request reasonable and necessary pursuant to OAR 690-310-270(2).

Please contact me if you would like to reactivate the application before this date.

Sincerely,

Renee Moulun
Protest Program Coordinator

Cc: Jerry Rodgers

STUNZ, FONDA, KIYUNA, & HORTON, LLP
ATTORNEYS AT LAW

GENE STUNZ (1959-1992)
RETIRED

STEPHEN B. FONDA
GARY K. KIYUNA
MICHAEL W. HORTON*

*ADMITTED TO PRACTICE
IN IDAHO AND OREGON

106 MAIN STREET
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NYSSA, OREGON 97913

TEL. (541) 372-2268
FAX 5413722848

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JUN 07 2002
WATER RESOURCES DEPT.
SALEM, OREGON

ONTARIO OFFICE
186 S.W. 1ST STREET
P. O. BOX 67
ONTARIO, OREGON 97914
TEL. (541) 881-0477
FAX 5418810479

REPLY TO NYSSA OFFICE

June 4, 2002

Oregon Water Resources Department
Attention: Renee Moulun
158 12th Street NE
Salem, OR 97301-4172

VIA CERTIFIED MAIL
NO. 7099-3220-0007-0138-7727

RE: Water Right Application S-71431 (Owyhee Irrigation District)

Dear Ms. Moulun:

Back in November of 2001, I wrote to you and requested an extension until June 30, 2002. As this day is quickly approaching and the Bureau of Reclamation is still in its consultation process, I am now requesting that the application remain on administrative hold for an indefinite time period. It is my understanding that things are still progressing and the Bureau will eventually have authority to enter into an agreement on the application.

Very truly yours,



Michael W. Horton

MWH/kam

cc: Jay Chamblerrlain
Jerold Gregg
Jerry Rodgers
Kathleen Marion Carr

STUNZ, FONDA, KIYUNA, & HORTON, LLP
ATTORNEYS AT LAW

GENE STUNZ (1959-1992)
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REPLY TO NYSSA OFFICE

November 30, 2001

Oregon Water Resources Department
Attention: Renee Moulun
158 12th Street NE
Salem, OR 97301-4172

RECEIVED
DEC 03 2001
WATER RESOURCES DEPT.
SALEM, OREGON

RE: Water Right Application S-71431 (Owyhee Irrigation District)

Dear Ms. Moulun:

The environmental assessment required before the Bureau of Reclamation can complete its agreement with the Irrigation District has just finished its public comment period. As I understand it, the Bureau must now use that assessment in obtaining a finding of no significant impact and in completing its consultations with the United States Fish and Wildlife Services and NMFS. The parties have tentatively reached an agreement, it is just the matter of the Bureau jumping through all of the necessary hoops before it can sign off on the agreement.

Accordingly, I am hereby requesting that the above referenced application remain on administrative hold until June 30, 2002, to allow time for the Bureau of Reclamation to complete the necessary steps to then be able to enter into an agreement on the application.

I appreciate your continuing patience.

Very truly yours,



Michael W. Horton

MWH/kam

cc: Jay Chamblairlain
Jerold Gregg
Jerry Rodgers
Kathleen Marion Carr

Oregon Water Resources Department



Final Order Regarding Limited License Request 528

Requested Water Use

On June 20, 2001 the Water Resources Department received completed LL request 528 from U.S. Bureau of Reclamation for the use of 4983 acre feet stored water only, from Owyhee Reservoir, for the purpose of irrigation of 1660.8 acres, for the period of September 20, 2001 through October 31, 2001, pursuant to ORS 537.143 and 537.144.

Department Review

The Department, in consultation with Oregon Department of Fish and Wildlife (ODFW), has determined that the requested use may be approved as conditioned and limited below.

The use of water for irrigation of 1660.8 acres, as requested in limited license application 528 is a use allowed under ORS 537.143.

Sufficient water is available, as required under 690-340-0030(1)(b), for this short term, fixed duration use. The Director may revoke the right to use water for any reason described in ORS 537.143(2).

The Department provided public notice of the application in the Department's weekly public notice as required by OAR 690-340-0030(2). The Department has not received comments related to the possible issuance of the limited license.

Conditions and Limitations

The use of stored water only water from Owyhee Reservoir shall be limited to 4983 acre feet for the purpose of irrigation of 1660.8 acres , for the period of September 20, 2001 through October 31, 2001.

This is a final order in other than contested case. Pursuant to ORS 536.075 and OAR 137-004-080 and OAR 690-01-005 you may either petition the Director for reconsideration of this order or petition for judicial review of this order. As provided in ORS 536.075, this order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within the 60 day time period specified by ORS 183.484(2).

Page 2
Limited License 528
September 20, 2001

The licensee 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 screens and by-pass devices are to be in place, functional and approved by an ODFW representative prior to diversion of any water.

The use of water under a limited license shall not have priority over any water right exercised according to a permit or certificate and shall be subordinate to all other authorized uses that rely upon the same source. The Director may be prompted by field regulatory activities or by any other reason to revoke the right to use water. ORS 537.143 (2) and OAR 690-340-0030 (6)

The licensee shall give notice to the Watermaster at least 15 days, but no more than 60 days, in advance of using water. The notice shall include the location of the diversion, place of use, the quantity of water to be diverted and the intended use.


The licensee shall meter all water use and maintain a record of use, including the total number of hours of pumping; an estimate of the total quantity pumped; and the categories of beneficial use to which the water is applied. During the period of the limited license, the record of use shall be available for review by the Department upon request and shall be submitted to the Watermaster upon request.

Finally, upon project completion, the licensee shall submit the record of use to the Water Resources Department.

Order

Therefore, pursuant to ORS 537.143 and ORS 537.144, limited license 528 is issued as conditioned and limited above.

Issued September 20, 2001



Paul R. Cleary, Director
Water Resources Department

Enclosures - limited license, map and fish screen criteria

cc: Ron Jacobs, Watermaster, District 9
Wayne Bowers, ODFW
File

If you need further assistance, please contact the Water Rights Section at the address, phone number, or fax number below. When contacting the Department, be sure to reference your limited license



Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97301-4172
(503) 378-3739
FAX (503) 378-8130

VIA MAIL

March 27, 2001

Michael W. Horton
Stunz, Fonda, Kiyuna & Horton LLP
106 Main Street
P.O. Box 1565
Nyssa, OR 97913

RE: Water Right Application S 71431 (Owyhee Irrigation District)

Dear Mr. Horton: *

Pursuant to your request of March 22, 2001, the above matter shall be put on administrative hold until **December 31, 2001**, so that Endangered Species Act assessments may be completed by the Bureau of Reclamation. The Department finds this request reasonable and necessary pursuant to OAR 690-310-270(2).

Please contact me if you would like to reactivate the application before this date.

Sincerely,

Renee Moulun
Protest Program Coordinator

Cc: Jerry Rodgers



STUNZ, FONDA, KIYUNA, & HORTON, LLP
ATTORNEYS AT LAW

GENE STUNZ (1959-1992)
RETIRED

STEPHEN B. FONDA
GARY K. KIYUNA
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TEL. (541) 881-0477
FAX 5418810479

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REPLY TO NYSSA OFFICE

MAR 22 2001

WATER RESOURCES DEPT.
SALEM, OREGON

March 20, 2001

Oregon Water Resources Department
Attention: Renee Moulun
158 12th Street NE
Salem, OR 97301-4172

RE: Water Right Application S-71431 (Owyhee Irrigation District)

Dear Ms. Moulun:

The Bureau of Reclamation has yet to complete the necessary environmental work to be able to reach an agreement on the water rights application. A preliminary draft of an environmental assessment has been completed and I have been advised that we should be able to have an agreement by the end of the year.

I am hereby requesting that the above referenced application remain on administrative hold until December 31, 2001 to allow time for the Bureau of Reclamation to complete the necessary steps to then be able to enter into an agreement on the application.

I appreciate your patience.

Very truly yours,


Michael W. Horton

MWH/kam

cc: John E. Ross
Jerrold Gregg
Jerry Rodgers
Kathleen Marion Carr



Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97301-4172
(503) 378-3739
FAX (503) 378-8130

VIA MAIL

November 3, 2000

Michael W. Horton
Stunze, Fonda, Kiyuna & Horton, LLP
106 Main Street
P.O. Box 1565
Nyssa, OR 97913

RE: Water Right Application S 71431 in the Name of the Owyhee Irrigation District

Dear Mr. Horton:

Thank you for your letter of October 16, 2000 in which you requested the Department place an additional hold on the above captioned application. You have requested additional time to allow the Bureau of Reclamation to complete its Environmental Assessment.

The Department finds that this request is reasonable and necessary. Pursuant to your request, this matter will be placed on hold until **April 16, 2001**.

If your client would like to reactivate this matter before that time, please indicate as such in a letter.

Sincerely,

Renee Moulun
Protest Program Coordinator

Cc: Jerry Rodgers

STUNZ, FONDA, KIYUNA & HORTON, LLP
ATTORNEYS AT LAW

GENE STUNZ (1959-1992)
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STEPHEN B. FONDA
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FAX 5418810479

REPLY TO NYSSA OFFICE

October 16, 2000

Renee Moulun
Water Resources Department
158 12th Street NE
Salem, OR 97310-0210

RE: Water Right Application S-71431 (Owyhee Irrigation District)

Dear Ms. Moulun:

The Bureau of Reclamation is still in the process of conducting consultations under the Endangered Species Act. The Bureau cannot sign an agreement until these consultations are completed. I hereby request that the above referenced application remain on administrative hold for an additional six months to allow time for the consultations to be completed.

Very truly yours,


Michael W. Horton

MWH/kam

cc: John E. Ross
Jerrold Gregg
Jerry Rodgers
Kathleen Marion Carr

RECEIVED

OCT 20 2000

WATER RESOURCES DEPT
SALEM, OREGON



Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97301-4172
(503) 378-3739
FAX (503) 378-8130

May 16, 2000

Michael W. Horton
Stunz, Fonda, Kiyuna & Horton LLP
106 Main Street
P.O. Box 1565
Nyssa, OR 97913

RE: Water **Right Application S 71431 (Owyhee Irrigation District)**

Dear Mr. Horton:

Thank you for your letter of May 9, 2000. Pursuant to your request, the above matter shall be put on administrative hold until **November 9, 2000** so that Endangered Species Act assessments may be completed. Please contact me if you would like to reactivate the application before this date.

Please also note that I am the new Protest Coordinator. You may reach me at (503) 378-8455 Ext. 239 or by email at Renee.M.Moulun@wrд.state.or.us.

Sincerely,

Renee Moulun
Protest Coordinator

Cc: Jerry Rodgers



STUNZ, FONDA, KIYUNA & HORTON, LLP
ATTORNEYS AT LAW

GENE STUNZ (1959-1992)
RETIRED

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NYSSA, OREGON 97913

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MAY 11 2000

WATER RESOURCES DEPT.
SALEM, OREGON

ONTARIO OFFICE
186 S.W. 1ST STREET
P. O. BOX 67
ONTARIO, OREGON 97914
TEL. (541) 881-0477
FAX 5418810479

REPLY TO NYSSA OFFICE

May 9, 2000

Adam Sussman
Water Resources Department
158 12th Street NE
Salem, OR 97310-0210

RE: Water Right Application S-71431 (Owyhee Irrigation District)

Dear Mr. Sussman:

The Bureau of Reclamation is currently conducting its assessments under the Endangered Species Act. The Bureau cannot reach an agreement until these assessments are completed. I hereby request that the above referenced application remain on administrative hold for an additional six months to allow time for the assessments to be completed.

Very truly yours,



Michael W. Horton

MWH/kam

cc: John E. Ross
Jerrold Gregg
Jerry Rodgers
Kathleen Marion Carr



Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

December 21, 1999

Michael W. Horton
Stunz, Fonda, Kiyuna, & Norton, LLP
Attorneys At Law
106 Main Street
Nyssa, OR 97913

Re: Water Right Application S-71431 (Owyhee Irrigation District)

Dear Mr. Horton:

Thank you for your letter of December 10, 1999. The facts in your letter demonstrate that an additional administrative hold is necessary and reasonable. As requested, the above-referenced application will continue on administrative hold until **June 9, 2000**, to allow you and the Bureau to come to an agreement.

If you have any additional questions or concerns or if you would like to proceed with application processing prior to June 9, 2000, please contact me at (800) 624-3199 ext. 262.

Sincerely,

Adam Sussman
Protest Program Coordinator

AS/cal

cc: Jerrold Gregg
Bureau of Reclamation
1150 North Curtis Road
Boise, ID 83706-1234

John E. Ross
Owyhee Irrigation District
17 South 1st Street
Nyssa, OR 97913

Jerry Rodgers, Eastern Region Manager



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DEC 10 1999

STUNZ, FONDA, KIYUNA, & HORTON, LLP
ATTORNEYS AT LAW

GENE STUNZ (1959-1992)
RETIRED

STEPHEN B. FONDA
GARY K. KIYUNA
MICHAEL W. HORTON*

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REPLY TO NYSSA OFFICE

December 7, 1999

Adam Sussman
Water Resources Department
158 12th Street NE
Salem, OR 97310-0210

RE: Application S-71431, Owyhee Irrigation District

Dear Mr. Sussman:

The District is hereby requesting that Application S-71431 be held in abeyance for an additional period of time. The District and Bureau have met and have tentatively come to an agreement. The details of the agreement need to be worked out further and the Bureau must go through an extensive administrative proceeding before the agreement can be finalized. It appears as if the necessary administrative process will take at least 6 months and I therefore request the abeyance deadline be extended at least six months.

Very truly yours,



Michael W. Horton

June 9/00

MWH/kam

cc: Jerrold Gregg



Oregon

John A. Kitzhaber, M.D., Governor

August 16, 1999

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

David J. Newton, P.E.
David J. Newton Associates, Inc.
1201 SW 12th Ave. Suite 400
Portland, OR 97205

Re: Black Snag Dam, File B-7
Application R-71909, Permit R-12247

Dear Mr. Newton:

Thank you for submitting your letter of completion for the referenced project dated 8/13/99, together with the asbuilt drawings and the attached summary of observations and testing. We understand that repairs to the outlet control works have already been accomplished, and that construction of monitoring weirs will be built per the asbuilt drawings. As discussed with Tom Kuper of your office and the contractor, Mr. Craig Woodward, during our site inspection on July 9, 1999, we advise that the slopes be seeded to reduce the potential for erosion.

We understand that the area-capacity curve submitted with the asbuilt drawings is accurate, and acknowledge that the height of the dam measured from the original ground surface to the top of embankment is approximately 37.5 feet, with reservoir storage not more than 273 acre-feet as referenced to the crest of emergency spillway, elevation 4830'. Receipt of the asbuilt drawings and the Letter of Completion satisfies the Water Resources Dam Safety requirements for this project. It is expected that the owner will maintain and operate the dam in a safe and responsible manner according to the *Conditions of Permit* established for storage of water behind the dam.

Because the project exceeds the statutory size limits (10' height and 9.2 ac-ft storage), it has been assigned an inventory number and will be inspected by a representative of the Water Resources Department at taxpayer expense on a routine basis for benefit of public safety. The next inspection is tentatively scheduled for Spring, 2000, with additional inspections every 4-to-5 years thereafter depending on how well the embankment is maintained, or whether there are any significant changes in the perceived low hazard that the existing structure now poses to downstream life and property.

Your patience and cooperation has been greatly appreciated. Please extend my regards to all parties involved for a job well done. If you have any questions, please do not hesitate to let me know.

Sincerely,
John Falk, P.E.
Safety of Dams

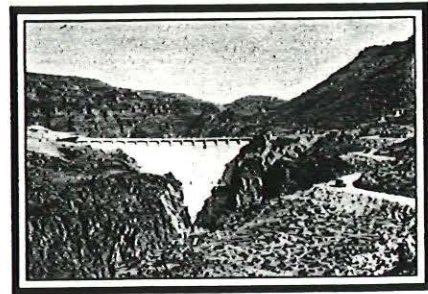
c: OWRD Water Rights Section
Kyle Gorman - Watermaster Dist. #11
G.I. Ranch Corporation, c/o Mr. James Bussard



OWYHEE IRRIGATION DISTRICT

17 SOUTH 1ST STREET
NYSSA, OREGON 97913

PHONE (541) 372-3540
A T & T FAX 541-372-2437



October 19, 1999

RECEIVED

OCT 22 1999

WATER RESOURCES DEPT.
SALEM, OREGON

Jerrold Gregg
Bureau of Reclamation
1150 North Curtis Road
Boise, Idaho 83706-1234

File

Re: Protest of State of Oregon Proposed Final
Order **S-71431**, Owyhee Irrigation District

Dear Mr. Gregg:

I am the new Assistant Secretary and General Counsel for the Owyhee Irrigation District. I would like to request a meeting with you to discuss the Bureau's position on the Protest which was filed in the above referenced matter. Obviously, this meeting needs to occur prior to the January 3, 2000 deadline for the expiration of the State of Oregon's administrative hold on the District's application.

After the meeting, we should be able to advise Mr. Sussman whether or not another administrative hold is necessary or if the matter can be resolved prior to the deadline.

Very truly yours,


Michael W. Horton

MWH/kam

cc: John Ross
Adam Sussman ✓
Jerry Rodgers, Eastern Region Manager



Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

Commerce Building
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(503) 378-3739
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August 19, 1999

John E. Ross
Owyhee Irrigation District
17 South 1st Street
Nyssa, Oregon 97913

Brad Flinders
Stuntz, Fonda, Nicholas, Kiyuna, Horton & Flinders
PO Box 1565
Nyssa, Oregon 97913

Re: Application S-71431, Owyhee Irrigation District

Gentlemen:

The District's Application S-71431 was previously on administrative hold until July 29, 1999. Based on the August 17, 1999, letter from Mr. Ross the administrative hold will be continued until **January 3, 2000**. Please contact me directly if you wish to proceed with application processing before the "time-out" expires. An additional administrative hold may be denied unless you can demonstrate that it is reasonable and necessary.

If I can be of further assistance or you have any questions please contact me at 1-800-624-3199 ext. 262.

Sincerely,

Adam Sussman
Protest Program Coordinator

cc: Jerrold Gregg
Bureau of Reclamation
1150 North Curtis Road
Boise, ID 83706-1234

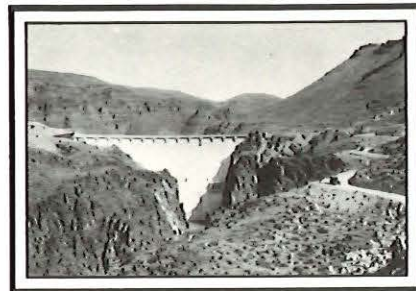
Jerry Rodgers, Eastern Region Manager



OWYHEE IRRIGATION DISTRICT

17 SOUTH 1ST STREET
NYSSA, OREGON 97913

PHONE (503) 372-3540
AT & T FAX 503-372-2437



RECEIVED

AUG 20 1999

WATER RESOURCES DEPT.
SALEM, OREGON

August 17, 1999

Adam Sussman
Protest Program Coordinator
Water Resources Dept.
Commerce Building
158 12th St NE
Salem, OR 97310

RE: Application S-71431, Owyhee Irrigation District

Dear Mr. Sussman:

I have reviewed the posture of this matter with the District's legal counsel and also with Jerrold Gregg. Please consider this a request for continuation of the "time-out". We are diligently working toward a resolution by agreement. However, as I am sure you are aware, the process is not a simple one. Please contact me if you have questions or concerns.

Very Truly Yours,

John E. Ross
Manager

cc: Jerrold Gregg
Bureau of Reclamation
1150 North Curtis Road
Boise, Idaho 83706-1234

Jerry Rodgers, Eastern Region Manager
Oregon Water Resources Dept.
1995 3rd St.
Baker City, Oregon 97814

OREGON WATER RECORD

Name: U.S. BUREAU OF RECLAMATION
 PO BOX 937
 HOUSTON TX 77209

County: MALHEUR
 State: OREGON
 Certificate type: BR
 Certificate date: 4/15/1957
 Supplemental certificate date: 4/15/1957
 Permit No: 11700
 Certificate No: 24705

Related documents: W-8171
 Remarks:

| Source | Use | P/S | Priority | Quantity | Location | Lot/Unit | Status |
|--------------------|-----|-----|-----------|----------|--------------|----------|--------|
| OWYHEE R > SNAKE R | S | A | 0/20/1957 | 000000 | 27 S 44 E 25 | | V |
| OWYHEE R > SNAKE R | ST | A | 2/15/1958 | 000000 | 28 S 44 E 25 | | V |

| Points of appropriation | Use | P/S | Location | Lot/Unit | Acres | Status |
|-------------------------|-----|-----|---------------|----------|-------|--------|
| 27 | A | | 27 S 44 E 25 | | 0.000 | V |
| 28 | A | | 28 S 44 E 25 | | 0.000 | V |
| 29 | A | | 29 S 44 E 25 | | 0.000 | V |
| 30 | A | | 30 S 44 E 25 | | 0.000 | V |
| 31 | A | | 31 S 44 E 25 | | 0.000 | V |
| 32 | A | | 32 S 44 E 25 | | 0.000 | V |
| 33 | A | | 33 S 44 E 25 | | 0.000 | V |
| 34 | A | | 34 S 44 E 25 | | 0.000 | V |
| 35 | A | | 35 S 44 E 25 | | 0.000 | V |
| 36 | A | | 36 S 44 E 25 | | 0.000 | V |
| 37 | A | | 37 S 44 E 25 | | 0.000 | V |
| 38 | A | | 38 S 44 E 25 | | 0.000 | V |
| 39 | A | | 39 S 44 E 25 | | 0.000 | V |
| 40 | A | | 40 S 44 E 25 | | 0.000 | V |
| 41 | A | | 41 S 44 E 25 | | 0.000 | V |
| 42 | A | | 42 S 44 E 25 | | 0.000 | V |
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| 44 | A | | 44 S 44 E 25 | | 0.000 | V |
| 45 | A | | 45 S 44 E 25 | | 0.000 | V |
| 46 | A | | 46 S 44 E 25 | | 0.000 | V |
| 47 | A | | 47 S 44 E 25 | | 0.000 | V |
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| 49 | A | | 49 S 44 E 25 | | 0.000 | V |
| 50 | A | | 50 S 44 E 25 | | 0.000 | V |
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| 55 | A | | 55 S 44 E 25 | | 0.000 | V |
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| 57 | A | | 57 S 44 E 25 | | 0.000 | V |
| 58 | A | | 58 S 44 E 25 | | 0.000 | V |
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| 63 | A | | 63 S 44 E 25 | | 0.000 | V |
| 64 | A | | 64 S 44 E 25 | | 0.000 | V |
| 65 | A | | 65 S 44 E 25 | | 0.000 | V |
| 66 | A | | 66 S 44 E 25 | | 0.000 | V |
| 67 | A | | 67 S 44 E 25 | | 0.000 | V |
| 68 | A | | 68 S 44 E 25 | | 0.000 | V |
| 69 | A | | 69 S 44 E 25 | | 0.000 | V |
| 70 | A | | 70 S 44 E 25 | | 0.000 | V |
| 71 | A | | 71 S 44 E 25 | | 0.000 | V |
| 72 | A | | 72 S 44 E 25 | | 0.000 | V |
| 73 | A | | 73 S 44 E 25 | | 0.000 | V |
| 74 | A | | 74 S 44 E 25 | | 0.000 | V |
| 75 | A | | 75 S 44 E 25 | | 0.000 | V |
| 76 | A | | 76 S 44 E 25 | | 0.000 | V |
| 77 | A | | 77 S 44 E 25 | | 0.000 | V |
| 78 | A | | 78 S 44 E 25 | | 0.000 | V |
| 79 | A | | 79 S 44 E 25 | | 0.000 | V |
| 80 | A | | 80 S 44 E 25 | | 0.000 | V |
| 81 | A | | 81 S 44 E 25 | | 0.000 | V |
| 82 | A | | 82 S 44 E 25 | | 0.000 | V |
| 83 | A | | 83 S 44 E 25 | | 0.000 | V |
| 84 | A | | 84 S 44 E 25 | | 0.000 | V |
| 85 | A | | 85 S 44 E 25 | | 0.000 | V |
| 86 | A | | 86 S 44 E 25 | | 0.000 | V |
| 87 | A | | 87 S 44 E 25 | | 0.000 | V |
| 88 | A | | 88 S 44 E 25 | | 0.000 | V |
| 89 | A | | 89 S 44 E 25 | | 0.000 | V |
| 90 | A | | 90 S 44 E 25 | | 0.000 | V |
| 91 | A | | 91 S 44 E 25 | | 0.000 | V |
| 92 | A | | 92 S 44 E 25 | | 0.000 | V |
| 93 | A | | 93 S 44 E 25 | | 0.000 | V |
| 94 | A | | 94 S 44 E 25 | | 0.000 | V |
| 95 | A | | 95 S 44 E 25 | | 0.000 | V |
| 96 | A | | 96 S 44 E 25 | | 0.000 | V |
| 97 | A | | 97 S 44 E 25 | | 0.000 | V |
| 98 | A | | 98 S 44 E 25 | | 0.000 | V |
| 99 | A | | 99 S 44 E 25 | | 0.000 | V |
| 100 | A | | 100 S 44 E 25 | | 0.000 | V |

OWYHEE R - SNAKE R

TR

2/18/1995

43000.000000

22 S

14 T 24

OWYHEE R - SNAKE R

41

4/18/1995

405000.000000

22 S

14 T 25

MAX. TRAC - LIMIC - FIVE AM/scre/year OLVAR - 1-1-1-1

STORAGE BRIDG S. PVAC 100 2500

Points of Appropriations

Use

P/S

Location

Use/LB

Area

Status

| | | | | | | |
|----|---|----|---|----|---|-----|
| TR | P | 20 | S | 24 | E | 25 |
| TR | P | 20 | S | 24 | E | 26 |
| TR | P | 21 | S | 24 | E | 27 |
| TR | P | 22 | S | 24 | E | 28 |
| TR | P | 22 | S | 24 | E | 29 |
| TR | P | 22 | S | 24 | E | 30 |
| TR | P | 22 | S | 24 | E | 31 |
| TR | P | 22 | S | 24 | E | 32 |
| TR | P | 22 | S | 24 | E | 33 |
| TR | P | 22 | S | 24 | E | 34 |
| TR | P | 22 | S | 24 | E | 35 |
| TR | P | 22 | S | 24 | E | 36 |
| TR | P | 22 | S | 24 | E | 37 |
| TR | P | 22 | S | 24 | E | 38 |
| TR | P | 22 | S | 24 | E | 39 |
| TR | P | 22 | S | 24 | E | 40 |
| TR | P | 22 | S | 24 | E | 41 |
| TR | P | 22 | S | 24 | E | 42 |
| TR | P | 22 | S | 24 | E | 43 |
| TR | P | 22 | S | 24 | E | 44 |
| TR | P | 22 | S | 24 | E | 45 |
| TR | P | 22 | S | 24 | E | 46 |
| TR | P | 22 | S | 24 | E | 47 |
| TR | P | 22 | S | 24 | E | 48 |
| TR | P | 22 | S | 24 | E | 49 |
| TR | P | 22 | S | 24 | E | 50 |
| TR | P | 22 | S | 24 | E | 51 |
| TR | P | 22 | S | 24 | E | 52 |
| TR | P | 22 | S | 24 | E | 53 |
| TR | P | 22 | S | 24 | E | 54 |
| TR | P | 22 | S | 24 | E | 55 |
| TR | P | 22 | S | 24 | E | 56 |
| TR | P | 22 | S | 24 | E | 57 |
| TR | P | 22 | S | 24 | E | 58 |
| TR | P | 22 | S | 24 | E | 59 |
| TR | P | 22 | S | 24 | E | 60 |
| TR | P | 22 | S | 24 | E | 61 |
| TR | P | 22 | S | 24 | E | 62 |
| TR | P | 22 | S | 24 | E | 63 |
| TR | P | 22 | S | 24 | E | 64 |
| TR | P | 22 | S | 24 | E | 65 |
| TR | P | 22 | S | 24 | E | 66 |
| TR | P | 22 | S | 24 | E | 67 |
| TR | P | 22 | S | 24 | E | 68 |
| TR | P | 22 | S | 24 | E | 69 |
| TR | P | 22 | S | 24 | E | 70 |
| TR | P | 22 | S | 24 | E | 71 |
| TR | P | 22 | S | 24 | E | 72 |
| TR | P | 22 | S | 24 | E | 73 |
| TR | P | 22 | S | 24 | E | 74 |
| TR | P | 22 | S | 24 | E | 75 |
| TR | P | 22 | S | 24 | E | 76 |
| TR | P | 22 | S | 24 | E | 77 |
| TR | P | 22 | S | 24 | E | 78 |
| TR | P | 22 | S | 24 | E | 79 |
| TR | P | 22 | S | 24 | E | 80 |
| TR | P | 22 | S | 24 | E | 81 |
| TR | P | 22 | S | 24 | E | 82 |
| TR | P | 22 | S | 24 | E | 83 |
| TR | P | 22 | S | 24 | E | 84 |
| TR | P | 22 | S | 24 | E | 85 |
| TR | P | 22 | S | 24 | E | 86 |
| TR | P | 22 | S | 24 | E | 87 |
| TR | P | 22 | S | 24 | E | 88 |
| TR | P | 22 | S | 24 | E | 89 |
| TR | P | 22 | S | 24 | E | 90 |
| TR | P | 22 | S | 24 | E | 91 |
| TR | P | 22 | S | 24 | E | 92 |
| TR | P | 22 | S | 24 | E | 93 |
| TR | P | 22 | S | 24 | E | 94 |
| TR | P | 22 | S | 24 | E | 95 |
| TR | P | 22 | S | 24 | E | 96 |
| TR | P | 22 | S | 24 | E | 97 |
| TR | P | 22 | S | 24 | E | 98 |
| TR | P | 22 | S | 24 | E | 99 |
| TR | P | 22 | S | 24 | E | 100 |

Continuing R 23004 R

1954

24706

Points of Appropriations

Use

P/S

Location

Use/LB

Area

Status

| | | | | | | |
|----|---|----|---|----|---|-----|
| TR | P | 24 | S | 24 | E | 18 |
| TR | P | 24 | S | 24 | E | 19 |
| TR | P | 24 | S | 24 | E | 20 |
| TR | P | 24 | S | 24 | E | 21 |
| TR | P | 24 | S | 24 | E | 22 |
| TR | P | 24 | S | 24 | E | 23 |
| TR | P | 24 | S | 24 | E | 24 |
| TR | P | 24 | S | 24 | E | 25 |
| TR | P | 24 | S | 24 | E | 26 |
| TR | P | 24 | S | 24 | E | 27 |
| TR | P | 24 | S | 24 | E | 28 |
| TR | P | 24 | S | 24 | E | 29 |
| TR | P | 24 | S | 24 | E | 30 |
| TR | P | 24 | S | 24 | E | 31 |
| TR | P | 24 | S | 24 | E | 32 |
| TR | P | 24 | S | 24 | E | 33 |
| TR | P | 24 | S | 24 | E | 34 |
| TR | P | 24 | S | 24 | E | 35 |
| TR | P | 24 | S | 24 | E | 36 |
| TR | P | 24 | S | 24 | E | 37 |
| TR | P | 24 | S | 24 | E | 38 |
| TR | P | 24 | S | 24 | E | 39 |
| TR | P | 24 | S | 24 | E | 40 |
| TR | P | 24 | S | 24 | E | 41 |
| TR | P | 24 | S | 24 | E | 42 |
| TR | P | 24 | S | 24 | E | 43 |
| TR | P | 24 | S | 24 | E | 44 |
| TR | P | 24 | S | 24 | E | 45 |
| TR | P | 24 | S | 24 | E | 46 |
| TR | P | 24 | S | 24 | E | 47 |
| TR | P | 24 | S | 24 | E | 48 |
| TR | P | 24 | S | 24 | E | 49 |
| TR | P | 24 | S | 24 | E | 50 |
| TR | P | 24 | S | 24 | E | 51 |
| TR | P | 24 | S | 24 | E | 52 |
| TR | P | 24 | S | 24 | E | 53 |
| TR | P | 24 | S | 24 | E | 54 |
| TR | P | 24 | S | 24 | E | 55 |
| TR | P | 24 | S | 24 | E | 56 |
| TR | P | 24 | S | 24 | E | 57 |
| TR | P | 24 | S | 24 | E | 58 |
| TR | P | 24 | S | 24 | E | 59 |
| TR | P | 24 | S | 24 | E | 60 |
| TR | P | 24 | S | 24 | E | 61 |
| TR | P | 24 | S | 24 | E | 62 |
| TR | P | 24 | S | 24 | E | 63 |
| TR | P | 24 | S | 24 | E | 64 |
| TR | P | 24 | S | 24 | E | 65 |
| TR | P | 24 | S | 24 | E | 66 |
| TR | P | 24 | S | 24 | E | 67 |
| TR | P | 24 | S | 24 | E | 68 |
| TR | P | 24 | S | 24 | E | 69 |
| TR | P | 24 | S | 24 | E | 70 |
| TR | P | 24 | S | 24 | E | 71 |
| TR | P | 24 | S | 24 | E | 72 |
| TR | P | 24 | S | 24 | E | 73 |
| TR | P | 24 | S | 24 | E | 74 |
| TR | P | 24 | S | 24 | E | 75 |
| TR | P | 24 | S | 24 | E | 76 |
| TR | P | 24 | S | 24 | E | 77 |
| TR | P | 24 | S | 24 | E | 78 |
| TR | P | 24 | S | 24 | E | 79 |
| TR | P | 24 | S | 24 | E | 80 |
| TR | P | 24 | S | 24 | E | 81 |
| TR | P | 24 | S | 24 | E | 82 |
| TR | P | 24 | S | 24 | E | 83 |
| TR | P | 24 | S | 24 | E | 84 |
| TR | P | 24 | S | 24 | E | 85 |
| TR | P | 24 | S | 24 | E | 86 |
| TR | P | 24 | S | 24 | E | 87 |
| TR | P | 24 | S | 24 | E | 88 |
| TR | P | 24 | S | 24 | E | 89 |
| TR | P | 24 | S | 24 | E | 90 |
| TR | P | 24 | S | 24 | E | 91 |
| TR | P | 24 | S | 24 | E | 92 |
| TR | P | 24 | S | 24 | E | 93 |
| TR | P | 24 | S | 24 | E | 94 |
| TR | P | 24 | S | 24 | E | 95 |
| TR | P | 24 | S | 24 | E | 96 |
| TR | P | 24 | S | 24 | E | 97 |
| TR | P | 24 | S | 24 | E | 98 |
| TR | P | 24 | S | 24 | E | 99 |
| TR | P | 24 | S | 24 | E | 100 |

| | | | | | | | | |
|----|---|----|---|----|---|----|-------|---|
| 18 | P | 25 | 4 | 44 | 5 | 7 | 0.000 | V |
| 18 | P | 25 | 5 | 44 | 5 | 10 | 0.000 | V |
| 18 | P | 25 | 6 | 44 | 5 | 14 | 0.000 | V |
| 18 | P | 25 | 5 | 44 | 6 | 15 | 0.000 | V |
| 18 | P | 25 | 6 | 44 | 6 | 17 | 0.000 | V |
| 18 | P | 25 | 6 | 44 | 6 | 23 | 0.000 | V |
| 18 | P | 25 | 5 | 44 | 6 | 26 | 0.000 | V |
| 18 | P | 25 | 5 | 44 | 6 | 27 | 0.000 | V |
| 18 | P | 25 | 5 | 44 | 7 | 24 | 0.000 | V |
| 18 | P | 26 | 5 | 44 | 6 | 16 | 0.000 | V |
| 18 | P | 26 | 5 | 44 | 6 | 2 | 0.000 | V |
| 18 | P | 26 | 5 | 44 | 6 | 11 | 0.000 | V |
| 18 | P | 26 | 5 | 44 | 6 | 13 | 0.000 | V |
| 18 | P | 26 | 5 | 44 | 6 | 14 | 0.000 | V |
| 18 | P | 26 | 5 | 44 | 6 | 17 | 0.000 | V |
| 18 | P | 26 | 5 | 44 | 6 | 16 | 0.000 | V |
| 18 | P | 26 | 5 | 44 | 6 | 20 | 0.000 | V |
| 18 | P | 26 | 5 | 44 | 6 | 21 | 0.000 | V |
| 18 | P | 26 | 5 | 44 | 6 | 23 | 0.000 | V |
| 18 | P | 26 | 5 | 44 | 6 | 24 | 0.000 | V |
| 18 | P | 26 | 5 | 44 | 6 | 25 | 0.000 | V |
| 18 | P | 26 | 5 | 44 | 6 | 28 | 0.000 | V |
| 18 | P | 26 | 5 | 44 | 6 | 31 | 0.000 | V |
| 18 | P | 26 | 5 | 44 | 6 | 3 | 0.000 | V |
| 18 | P | 26 | 5 | 44 | 6 | 4 | 0.000 | V |
| 18 | P | 26 | 5 | 44 | 6 | 7 | 0.000 | V |
| 18 | P | 26 | 5 | 44 | 6 | 8 | 0.000 | V |
| 18 | P | 26 | 5 | 44 | 6 | 10 | 0.000 | V |
| 18 | P | 26 | 5 | 44 | 6 | 16 | 0.000 | V |
| 18 | P | 26 | 5 | 44 | 6 | 17 | 0.000 | V |
| 18 | P | 26 | 5 | 44 | 6 | 18 | 0.000 | V |
| 18 | P | 26 | 5 | 44 | 6 | 19 | 0.000 | V |
| 18 | P | 26 | 5 | 44 | 6 | 20 | 0.000 | V |

NC
NC

NC

Yes

Yes

S 2850
S 1380

4205 V

S 11709
S 8171

24707 V

S 25625
S 24208

06703 V

S 35072
S 28759

42829 V

S 38073
S 28756

34789 V

LOT 2
LOT 3
LOT 4

LOT 4

LOT 1

LOT 1

LOT 1

30.00 (1R)
30.00 (1R)

0.00 (1R)

15.00 (1R)

18.00 (1R)

28.00 (1R) (S)
26.00 (1R) (S)
18.00 (1R) (S)

15.00 (1R) (S)
1.00 (1R) (S)

5.50 (1R)

8.70 (1R)

21.00 (1R) (S)
23.00 (1R) (S)
24.00 (1R) (S)

34.00 (1R)

34.00 (1R) (S)
34.00 (1R) (S)

15.00 (1R)

15.00 (1R) (S)

24.00 (1R) (S)
29.00 (1R) (S)

29.00 (1R) (S)

34.00 (1R)

26.00 (1R) (S)
27.00 (1R) (S)
29.00 (1R) (S)
21.00 (1R) (S)
32.00 (1R) (S)

32.00 (1R) (S)
28.00 (1R) (S)
21.00 (1R) (S)

26.00 (1R) (S)

32.00 (1R) (S)

OREGON WATER RESOURCES PLAT CARD Township 15.00 S Range 48.00 E SECTION 13

3/17/1998

| APP. NO. / PERMIT NO. | CERT NO. | BUY'T LOT S.I.C. | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
|--------------------------|-------------|---------------------|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|------------|------------|------------|
| S 983 S 453 | 757 V | | | | | | | | | | | | | | | | | 70.00 (1R) | 52.00 (1R) | 18.00 (1R) |

Mc

| | | | | | | | | | | | | | | | | | | | | |
|---|-------|---------|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|
| S | 1243 | 30517 V | | | | | | | | | | | | | | | | | | |
| S | 11709 | 24707 V | | | | | | | | | | | | | | | | | | |
| S | 8173 | | | | | | | | | | | | | | | | | | | |
| S | 22992 | 25281 V | | | | | | | | | | | | | | | | | | |
| S | 18133 | | | | | | | | | | | | | | | | | | | |
| S | 28525 | 24703 V | | | | | | | | | | | | | | | | | | |
| S | 24285 | | | | | | | | | | | | | | | | | | | |

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Mc

OREGON WATER RESOURCES PLAT CARD: TOWNSHIP 10.00 S RANGE 17.00 E SECTION 15

3/17/1998

| APP. NO. / CERT | PERMIT NO. | NO. | QUANTITY | DATE | NE | NW | SW | SE | SW | SE | SW | SE | SW | SE |
|-----------------|------------|-----|----------|-------|-------|-------|-------|-------|-------|------|-------|-------|-------|-------|
| S 2079 | 59572 | V | 24.20 | 24.80 | 32.40 | 32.70 | 38.70 | 20.00 | 25.80 | 0.80 | 12.80 | 15.70 | 12.80 | 34.30 |
| S 1243 | | | (TR) | (TR) | (TR) | (TR) | (TR) | (TR) | (TR) | (TR) | (TR) | (TR) | (TR) | (TR) |

Mc

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| | | | | | | | | | | | | | | | | | |
|---------|-------|---------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|
| 24707 V | 11703 | 24707 V | 28.00 | 29.00 | 34.00 | 33.00 | 32.00 | 34.00 | 34.00 | 28.00 | 34.00 | 28.00 | 33.00 | 26.00 | 35.00 | 37.00 | 33.00 |
| 8 | 8177 | | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) |
| 24281 V | 22552 | 24281 V | 8.00 | | | | | | | | | | | | | | |
| 8 | 18133 | | (1R) | | | | | | | | | | | | | | |
| 24703 V | 23547 | 24703 V | | 10.00 | | | | | | | | | | | | | |
| 8 | 21898 | | | (1R) | | | | | | | | | | | | | |
| 24703 V | 25525 | 24703 V | 28.00 | 28.00 | 34.00 | 33.00 | 32.00 | 34.00 | 34.00 | 28.00 | 34.00 | 28.00 | 33.00 | 26.00 | 35.00 | 37.00 | 33.00 |
| 8 | 24286 | | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) |
| | | | (S) | (S) | (S) | (S) | (S) | (S) | (S) | (S) | (S) | (S) | (S) | (S) | (S) | (S) | (S) |

NC

GREYSON WATER RESOURCES PLAT CARD. Township 18.00 S Range 47.00 E SECTION 17 3/17/1998

| APP. NO. / PERMIT NO. | GEN. NO. | DIR. / D.C. | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NW | SW | SE |
|-----------------------|----------|-------------|-------|-------|-------|------|----|----|----|----|----|----|----|----|----|----|----|
| 50815 | 50815 | V | | | | | | | | | | | | | | | |
| 7026 | | | | | | | | | | | | | | | | | |
| 2079 | 57572 | V | 15.70 | 4.90 | | 8.50 | | | | | | | | | | | |
| 1263 | | | (1R) | (1R) | | (1R) | | | | | | | | | | | |
| 11769 | 24707 | V | 38.00 | 18.00 | 11.00 | 8.00 | | | | | | | | | | | |
| 8177 | | | (1R) | (1R) | (1R) | (1R) | | | | | | | | | | | |
| 25525 | 24703 | V | 28.00 | 18.00 | | 8.00 | | | | | | | | | | | |
| 24286 | | | (1R) | (1R) | | (1R) | | | | | | | | | | | |
| | | | (S) | (S) | | (S) | | | | | | | | | | | |

NC

NC

| APP. NO. / PERMIT NO. | CERT NO. | GOVT. LOT ILE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
|--------------------------|-------------|------------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|----|----|---------------|---------------|---------------|---------------|---------------|---------------|---------------|
| S 1898 S 1736 | 30807 V | | | | | | | | | | | | | | | | | | | |
| S 2078 S 1247 | 37572 V | | 36.10 (1R) | 30.30 (1R) | 27.40 (1R) | 35.30 (1R) | 30.70 (1R) | 29.10 (1R) | 34.00 (1R) | 29.70 (1R) | | | | 38.00 (1R) | 38.00 (1R) | 39.00 (1R) | 27.00 (1R) | 35.10 (1R) | | |
| S 1708 S 2111 | 24707 V | | 38.00 (1R) | 38.00 (1R) | 37.00 (1R) | 38.00 (1R) | 37.00 (1R) | 35.00 (1R) | 35.00 (1R) | 38.00 (1R) | 33.00 (1R) | | | 32.00 (1R) | 30.00 (1R) | 32.00 (1R) | 38.00 (1R) | 39.00 (1R) | 35.00 (1R) | 36.00 (1R) |
| S 26578 S 24265 | 24703 V | | 38.00 (1R) | 38.00 (1R) | 37.00 (1R) | 38.00 (1R) | 37.00 (1R) | 35.00 (1R) | 35.00 (1R) | 38.00 (1R) | 33.00 (1R) | | | 32.00 (1R) | 30.00 (1R) | 32.00 (1R) | 38.00 (1R) | 39.00 (1R) | 35.00 (1R) | 36.00 (1R) |

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| APP. NO. / UNIT | PERMIT NO. | NO. | DIR. | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |
|-----------------|------------|-----|------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|
| S 2079 | 59572 | V | | 25.00 | 25.00 | 26.30 | 26.30 | 27.60 | 27.60 | | | | | | | 20.20 | 18.20 | | |
| | | | | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | | | | | | | (1R) | (1R) | (1R) | (1R) |
| | | | | 10.40 | | | 21.50 | | | | | | | | | | | | |
| | | | | (1R) | | | (1R) | | | | | | | | | (1R) | (1R) | | |
| S 21708 | 24707 | V | | 35.00 | 35.00 | 37.00 | 37.00 | 39.00 | 39.00 | 41.00 | 41.00 | 43.00 | 43.00 | 45.00 | 45.00 | 47.00 | 47.00 | 49.00 | 49.00 |
| | | | | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) |
| | | | | | | | | 18.00 | | | | | | 9.00 | | | | | |
| | | | | | | | | (1R) | | | | | | (1R) | | | | | |
| S 25525 | 24703 | V | | 28.00 | 28.00 | 27.00 | 28.00 | 29.00 | | | | | | | | 34.00 | 34.00 | 38.00 | 37.00 |
| | | | | (1R) | (1R) | (1R) | (1R) | (1R) | | | | | | | | (1R) | (1R) | (1R) | (1R) |
| | | | | (S) | (S) | (S) | (S) | (S) | | | | | | | | (S) | (S) | (S) | (S) |

12

| APP. NO. / PERMIT NO. | CER NO. | DVC / COT DLC | NE | | | | NW | | | | SW | | | | SE | | | |
|--------------------------|------------|------------------|-------|-------|-------|----|----|----|----|------|----|----|----|------|-------|-------|-------|-------|
| | | | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
| S 11709 | 24707 V | | 51.00 | 29.00 | 30.00 | | | | | 3.00 | | | | 8.00 | 34.00 | 20.00 | 37.00 | 30.00 |
| S 817 | | | (1R) | (1R) | (1R) | | | | | (1R) | | | | (1R) | (1R) | (1R) | (1R) | (1R) |

2

S 8771

(CR) (CR) (CR) (CR) (CR) (CR) (CR) (CR) (CR) (CR) (CR) (CR)

OREGON WATER RESOURCES PLAT (ART) - TOWNSHIP 15 00 S RANGE 47 00 E SECTION 34

07/17/1980

UB

| APP. NO. / PERMIT NO. | CERT NO. | GOV'T. LOT DESC. | NE | NW | SW | SE | NW | SW | NE | NW | SW | SE | NE | NW | SW | SE |
|--------------------------|-------------|---------------------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|
| S 2070 | 57572 | V | 30.30 | 28.10 | 34.30 | 38.30 | | | | | | | 38.30 | 21.00 | 3.30 | 28.30 |
| S 1243 | | | (1R) | (1R) | (1R) | (1R) | | | | | | | (1R) | (1R) | (1R) | (1R) |
| S 15700 | 24007 | V | 33.00 | 37.00 | 29.00 | 24.00 | 38.00 | 33.00 | 36.00 | 38.00 | 28.00 | 29.00 | 35.00 | 35.00 | 15.00 | 3.00 |

22
22

S 26525
26286

24702

23.00 27.00 27.00 24.00 15.00
(18) (19) (18) (19) (18)
(8) (9) (8) (9) (8)

| | | |
|-------|-------|-------|
| 27.00 | 27.00 | |
| (18) | (18) | |
| 27.00 | 27.00 | 27.00 |
| (18) | (18) | (18) |
| (8) | (8) | (8) |

2c

8171 (1R) (1R) (1R) (1R) (1R)

OREGON WATER RESOURCES PLAT CARD Township 17.00 N Range 48.00 W SECTION 14

5/17/1998

| APP. NO. / PERMIT NO. | ADRY NO. | GOVT LOT | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW |
|-----------------------|----------|----------|-------|------|----|-------|-------|------|-------|-------|-------|-------|-------|-------|-------|-------|------|
| 8171 | 24787 V | | | | | | | | | | | | | | | | |
| 7520 | 74020 V | | 40.00 | 7.20 | | 40.00 | 40.00 | 7.40 | 20.70 | 38.00 | 28.50 | 35.00 | 40.00 | 40.00 | 40.00 | 38.00 | |
| 8171 | | | (1R) | (1R) | | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) |

2c

[Redacted]

Mc

OREGON WATER RESOURCES PLAT CARD Township 17 30 N Range 48 00 E SECTION 23

3/17/1998

| APP. NO. / PERMIT NO. | CERT NO. | BUYER NAME | NE | NW | SE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |
|--------------------------|-------------|---------------|-------|-------|-------|-------|-------|-------|-------|-------|-------|----|-------|----|-------|-------|
| 11789 | 24707 | V | 20.00 | | 45.00 | | | | | | | | 27.00 | | 40.00 | 27.00 |
| 8171 | | | (TR) | | (TR) | | | | | | | | (TR) | | (TR) | (TR) |
| 9892 | 24820 | V | | | | 38.00 | 20.00 | 30.00 | 40.00 | 35.00 | 39.00 | | | | | |
| 31231 | | | | | (TR) | (TR) | (TR) | (TR) | (TR) | (TR) | (TR) | | | | | |
| 7625 | 74023 | V | 10.00 | 21.40 | | | | | | | | | | | | |
| 33944 | | | (TR) | (TR) | | | | | | | | | | | | |

Mc

Mc

OREGON WATER RESOURCES PLAT CARDS Township 37.00 S Range 45.00 E SECTION 25

3/17/1990

| APP. NO. / CERT | NO. | BOV'TY | NE | NW | SE | SW | SE | NE | SW | SE | NE | SW | SE | NE | NW | SW | SE |
|-----------------|-------|--------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|
| 11709 | 24107 | V | 37.00 | 38.00 | 39.00 | 40.00 | 41.00 | 42.00 | 43.00 | 44.00 | 45.00 | 46.00 | 47.00 | 48.00 | 49.00 | 50.00 | 51.00 |
| S | 8171 | | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) |

12

OREGON WATER RESOURCES PLAT CARD Townsite 7.00 S Range 09 E Section 29

8/17/1988

nc

| APP. NO. / PERMIT NO. | CEM NO. | GOV'T LBT DLC | NE | | | | NW | | | | SE | | | | | | | | |
|--------------------------|------------|------------------|---------------|--------------|--------------|---------------|----|----|----|----|----|----|---------------|--------------|--|---------------|--|--------------|---------------|
| | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | | | | |
| 11709 8171 | 24787 | V | 28.00 (1R) | 8.00 (1R) | 1.00 (1R) | 27.00 (1R) | | | | | | | | 4.00 (1R) | | 10.00 (1R) | | 1.00 (1R) | 27.00 (1R) |
| 7824 33344 | 94022 | V | | | | | | | | | | | 25.00 (1R) | | | | | | 15.40 (1R) |
| 7823 33345 | 94021 | V | | | | | | | | | | | 25.00 (1R) | | | | | | 15.40 (1R) |



DUGGON WATER RESOURCES PLAT CARD Township 17.00 S Range 21.00 E SECTION 32

3/17/1990

| APP. NO. / PERMIT NO. | DENT NO. | GOV'T LOT | S1 | | | | S2 | | | | S3 | | | | S4 | | | |
|-----------------------|----------|-----------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|--|
| | | | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
| 11709 | 24787 V | | 28.00 | 29.00 | 30.00 | 31.00 | 32.00 | 33.00 | 34.00 | 35.00 | 36.00 | 37.00 | 38.00 | 39.00 | 40.00 | 41.00 | 42.00 | |
| 8177 | | | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | |

HC

117

| | | | | | | | | | | | | | | | | | | | | | |
|--------------|---------|-------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|
| 11709 817 | 24707 V | LOT 3 | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) |
| | | LOT 2 | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) |
| | | LOT 4 | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) |

Handwritten scribble

Vertical green highlight

OREGON WATER RESOURCES PLAT DATA Township 17.00 S Range 47.00 E SECTION 5 3/18/1908

| APP. NO. / PERMIT NO. | DEPT. NO. | DIV. / BLK. | LOT | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |
|--------------------------|--------------|----------------|-------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|
| 11709 817 | 24707 V | | LOT 1 | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) |
| | | | LOT 2 | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) |
| | | | LOT 4 | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) | 36.00 (TR) |

117

Vertical green highlight

Vertical green highlight

Vertical green highlight

GROUND WATER RESOURCES PLAT CARD: Township 17.00 S Range 21.00 E SECTION 7

1/18/1998

| APP. NO. / PERMIT NO. | DIST NO. | GOV. / DEC. | LOT | NA | SW | SE | NE | NW | SW | SE | NW | SW | SE |
|--------------------------|-------------|----------------|-------|---------------|---------------|---------------|---------------|----|----|----|----|----|----|
| S 31700 | 24307 | V | LOT 3 | | 1.00 (1R) | 24.00 (1R) | | | | | | | |
| S 31700 | 24307 | V | LOT 4 | 14.00 (1R) | | | | | | | | | |
| S 15988 | 43852 | V | | 18.50 (1R) | 1.00 (1R) | 8.70 (1R) | 38.00 (4R) | | | | | | |
| S 37274 | | | | | 22.00 (1R) | 35.00 (1R) | | | | | | | |

122

OREGON WATER RESOURCES PLAT CARD: Township 17.00 S Range 47.00 E SECTION 8

3/18/1998

| APP. NO. / DEPT. NO. | SECT. NO. | DDV / LOT D.C. | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | | | |
|-------------------------|--------------|-------------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|--------------|--------------|--------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|--------------|--------------|--------------|
| 8-11769 S-8171 | 24787 N | | 28.00 (1R) | 25.00 (1R) | 22.00 (1R) | 19.00 (1R) | 16.00 (1R) | 13.00 (1R) | 10.00 (1R) | 7.00 (1R) | 4.00 (1R) | 1.00 (1R) | 28.00 (1R) | 25.00 (1R) | 22.00 (1R) | 19.00 (1R) | 16.00 (1R) | 13.00 (1R) | 10.00 (1R) | 7.00 (1R) | 4.00 (1R) | 1.00 (1R) |

AC

OREGON WATER RESOURCES PLAT CARD: Township 17.00 S Range 17.00 E SECTION 9.

3/18/1978

| APP. NO. / PERMIT NO. | CERT NO. | DIV'T LOT | NE | | | | NW | | | | SW | | | | SE | | | |
|--------------------------|-------------|-----------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|----|
| | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |
| 5-11708 8171 | 24827 V | | 20.00 (1R) | 27.00 (1R) | 31.00 (1R) | 37.00 (1R) | 37.00 (1R) | 34.00 (1R) | 37.00 (1R) | 20.00 (1R) | 14.00 (1R) | 34.00 (1R) | 18.00 (1R) | 31.00 (1R) | 24.00 (1R) | 18.00 (1R) | 34.00 (1R) | |
| 5-20874 83339 | 21878 V | | | | | | | | | | | | | | | | | |

Ne
Ne

*No Crickets
 found in 11/16/16
 [Signature]*

OREGON WATER RESOURCES PLAT CARD Township 17 00 S Range 47 00 E SECTION 18 0/18/1025

20

| APPL. NO. / PERMIT NO. | CFR NO. | GOVT. LOT | NE | SE | SW | SE | SW | SE |
|------------------------|---------|-----------|------------|------------|------------|----|----|---|
| 11700 | 24707 | LOT 1 | | | | | | |
| | | LOT 2 | | | | | | |
| | | LOT 3 | 37.00 (1R) | 37.00 (1R) | 40.00 (1R) | | | 39.00 (1R) 38.00 (1R) 38.00 (1R) |
| | | LOT 4 | | | | | | 21.00 (1R) |
| | | | | | | | | 20.00 (1R) 20.00 (1R) 20.00 (1R) 20.00 (1R) 20.00 (1R) 20.00 (1R) |



OREGON WATER RESOURCES PLAT DARG. Township 17 00 S Range 47 00 E SECTION 16

3/10/2006

23

| APP. NO. / PERMIT NO. | DEPT NO. | BUYER LOT IDC | NE | NW | SW | SE | NW | NW | SW | SW | SW | SE | NE | NW | SW | SE |
|--------------------------|-------------|------------------|---------------|---------------|---------------|---------------|---------------|---------------|----|----|----|---------------|---------------|---------------|---------------|---------------|
| 11709 | 24707 | V | | | | | | 25.00 (1R) | | | | | | | | 14.00 (1R) |
| | | LOT 1 | | | | | | 35.00 (1R) | | | | | | | | |
| | | LOT 2 | | | | | | | | | | 25.00 (1R) | | 29.00 (1R) | | |
| | | LOT 3 | 37.00 (1R) | | | | | | | | | 48.00 (1R) | | | | |
| | | LOT 4 | | 31.00 (1R) | 34.00 (1R) | 31.00 (1R) | 35.00 (1R) | | | | | | 21.00 (1R) | 17.00 (1R) | 19.00 (1R) | |



| APP. NO. / PERMIT NO. | DEPT. NO. | IMV'T LBT QCD | NE | NW | SE | SW | NE | NW | SE | SW | NE | NW | SE | SW |
|-----------------------|-----------|---------------|------------|-------|-------|----|------------|------------|------------|------------|------------|------------|----|------------|
| 7 2025 | 48290 | V | 35.00 | 27.00 | 35.00 | | | | | | | | | |
| 0 7025 | | | (TR) | (TR) | (TR) | | | | | | | | | |
| 11 105 | 25528 | V | | | | | | | | | | | | 14.00 (TR) |
| 6 123 | | | | | | | | | | | | | | |
| 5 4483 | 48297 | V | | | | | 25.00 (TR) | 25.00 (TR) | 40.00 (TR) | 32.00 (TR) | 48.00 (TR) | 22.00 (TR) | | 40.00 (TR) |
| 5 7520 | | | | | | | | | | | | | | |
| 7 3802 | 41028 | V | | | | | | | | | | | | 10.00 (TR) |
| 6 3829 | | | | | | | | | | | | | | |
| 3 4752 | 48051 | V | | | | | | 21.00 (TR) | 30.00 (TR) | 25.00 (TR) | | | | |
| 8 4903 | | | | | | | | | | | | | | |
| 5 11700 | 24787 | V | | | | | 25.00 (TR) | 27.00 (TR) | | | | | | |
| 6 817 | | | | | | | | | | | | | | |
| 2 10423 | 0 | V | | | | | | 23.00 (TR) | 22.00 (TR) | 26.00 (TR) | 27.00 (TR) | 21.00 (TR) | | |
| 6 10547 | | | | | | | | (TR) | (TR) | (TR) | (TR) | (TR) | | |
| 5 20162 | 21792 | V | | | | | | | | | | | | 36.00 (TR) |
| 6 20155 | | | | | | | | | | | | | | 39.00 (TR) |
| 5 51215 | 48285 | V | | | | | | | | | | | | |
| 6 37728 | | | 30.00 (TR) | | | | | | | | | | | |

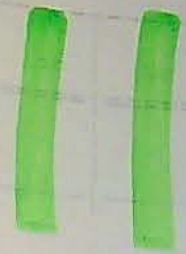
yes

no



at

| APP. NO. / PERMIT NO. | DEPT. NO. | GOVT. ID D.C. | NE | NW | SW | SE | SW | NW | SW | SE | SW | SE |
|--------------------------|--------------|------------------|----|----|----|----|----|----|----|----|----|----|
| P 74787 G | 0 V | (LV) | | | | | | | | | | |



yes

| | | |
|---|-------|-----|
| S | 71835 | 0 V |
| | U | |
| S | 71835 | 0 V |
| | U | |
| S | 71835 | 0 V |
| | U | |

0.20
(10)

| APN NO. / (100) NO. | ACRES | DLC | NW 1/4 | | | | SW 1/4 | | | | SE 1/4 | | | | | | | |
|---------------------|---------|-----|--------|----|----|----|--------|----|----|----|--------|----|----|----|--|--|--|--|
| | | | NW | NE | SW | SE | NW | NE | SW | SE | NW | NE | SW | SE | | | | |
| 0 4887 0 4887 | 35313.4 | 107 | | | | | | | | | | | | | | | | |
| 3 4752 3 4803 | 4805.1 | 107 | | | | | | | | | | | | | | | | |
| 5 10320 5 5875 | 1871.7 | | | | | | | | | | | | | | | | | |
| 3 10782 3 7887 | 15919.9 | | | | | | | | | | | | | | | | | |
| 5 11700 5 637 | 24707.9 | | | | | | | | | | | | | | | | | |
| 3 21314 3 18703 | 18808.7 | | | | | | | | | | | | | | | | | |
| 3 6479 3 13527 | 0 | | | | | | | | | | | | | | | | | |
| 3 38287 3 28714 | 11559 | | | | | | | | | | | | | | | | | |
| 3 67082 3 68799 | 0 | | | | | | | | | | | | | | | | | |



AC

NC

| | | | | | | | | | | | | | | | | | | | | |
|---------------|---------|------|------|------|------|------|------|------|------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|
| APP NO / CERT | 24707 V | 2.00 | 3.00 | 4.00 | 5.00 | 6.00 | 7.00 | 8.00 | 9.00 | 10.00 | 11.00 | 12.00 | 13.00 | 14.00 | 15.00 | 16.00 | 17.00 | 18.00 | 19.00 | 20.00 |
| PROJECT NO. | 8173 | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) |

OREGON WATER RESOURCES PLAT CARD, Township 18.00 S Range 45.00 E Section 10 3/18/1954

| APP NO / CERT | DCVT, LOT | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |
|---------------|-----------|------|------|------|------|-------|-------|-------|-------|----|----|----|----|----|----|----|----|
| APP NO / CERT | DCVT, LOT | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |
| 8 11700 | 24707 V | | | | | 25.00 | 15.00 | 25.00 | 15.00 | | | | | | | | |
| | | (1R) | (1R) | (1R) | (1R) | | | | | | | | | | | | |

NC

3/18/1954

OREGON WATER RESOURCES PLAT CARD: Township 18.00 S Range 43.00 E SECTION 17

3/18/1998

| APP. NO. / PERMIT NO. | CERT NO. | BUYER / OLD | NE | | | | NW | | | | SW | | | | SE | | | |
|--------------------------|-------------|----------------|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|
| | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |
| 24707 V | | | | | | | | | | | | | | | | | | |
| 817 | | | | | | | | | | | | | | | | | | |

AK



OREGON WATER RESOURCES PLAT CARD: Township 18.00 S Range 25.00 E SECTION 12

3/17/2008

| APP. NO / PERMIT NO. | DEVT NO. | GOV'T. LIT DESC | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |
|-------------------------|-------------|--------------------|---------------|---------------|---------------|----|--------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|
| S 4752 | 48051 | V | | | | | | | | | | | | |
| S 4303 | | | | | | | | | | | | | | |
| S 11709 | 24707 | V | 11.00 (1R) | 28.00 (1R) | 28.00 (1R) | | 1.00 (1R) | 18.00 (1R) | 36.00 (1R) | 27.00 (1R) | 36.00 (1R) | 36.00 (1R) | 36.00 (1R) | 36.00 (1R) |
| S 18423 | 0 | V | | | | | | | | | | | | |
| S 18541 | | | | | | | | | | | | | | |

12



OREGON WATER RESOURCES PLAT CARD: Township 18.00 S Range 45.00 E SECTION 14

3/19/2000

| APP NO. / PERMIT NO. | CERT NO. | DCV / DLC | NE | NW | SW | SE | SE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
|-------------------------|-------------|--------------|----|----|---------------|---------------|----|---------------|---------------|----|----|----|----|---------------|---------------|---------------|---------------|---------------|--------------|
| 0 1589 | 45534 | V | | | | | | | | | | | | 40.00 (1*) | 40.00 (1*) | 40.00 (1*) | 40.00 (1*) | | |
| 0 5985 | 45534 | V | | | | | | | | | | | | 35.00 (1R) | 37.00 (1R) | 40.00 (1R) | 35.00 (1R) | | |
| 0 5978 | 45545 | V | | | 17.50 (1R) | 22.00 (1R) | | 18.00 (1R) | 18.50 (1R) | | | | | | | | | | |
| 0 7075 | 45545 | V | | | | | | | | | | | | | | 40.00 (1R) | 40.00 (1R) | 21.00 (1R) | 7.00 (1R) |
| 0 11830 | | D V | | | | | | | | | | | | 35.00 (1R) | 40.00 (1R) | | | | |
| 0 11820 | | D V | | | | | | | | | | | | | | | | 27.50 (1R) | 7.25 (1R) |
| 0 12578 | | D V | | | | | | | | | | | | 25.00 (1R) | | | | 25.00 (1R) | |

NC

| AMT. NO. | CFR | GLC | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |
|----------|-------|-----|-------|-------|------|----|-------|----|----|----|----|----|----|----|----|----|----|------|
| 38423 | 24707 | V | 25.00 | 28.00 | 3.00 | | 30.00 | | | | | | | | | | | |
| 18547 | | | (TR) | (TR) | (TR) | | (TR) | | | | | | | | | | | |
| 41953 | 48472 | V | | | | | | | | | | | | | | | | 1.00 |
| 21387 | | | | | | | | | | | | | | | | | | (TR) |



GREGORY WATER RESOURCES PLAT CARD. Township 18 00 S Range 43 00 E Section 13 7/13/1988

NC
NC
NC

| AMT. NO. | CFR | GLC | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |
|----------|-------|-----|-------|-------|-------|-------|-------|----|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|
| 8905 | 85534 | V | | | | | | | | | | | | | 26.70 | 28.70 | 29.50 | 30.00 |
| 8973 | 85544 | V | | | | | | | | | | | | | (TR) | (TR) | (TR) | (TR) |
| 2753 | 48051 | V | | | 13.00 | 30.30 | | | 4.40 | 14.00 | 36.00 | 35.40 | 35.70 | 39.10 | 38.70 | 38.50 | 37.80 | 32.00 |
| 2303 | | | | | (TR) | (TR) | | | (TR) | (TR) | (TR) | (TR) | (TR) | (TR) | (TR) | (TR) | (TR) | (TR) |
| 11709 | 24707 | V | 18.00 | 27.00 | 20.00 | | 29.00 | | 18.00 | 16.00 | | | | | | | | |
| 8171 | | | (TR) | (TR) | (TR) | | (TR) | | (TR) | (TR) | | | | | | | | |
| 18423 | | V | | | 1.00 | 35.00 | | | 6.00 | 15.00 | 34.00 | 29.00 | 28.00 | 37.00 | 34.00 | 39.00 | 28.00 | 34.00 |
| 18547 | | | | | (TR) | (TR) | | | (TR) | (S) | (TR) | (TR) | (TR) | (TR) | (TR) | (TR) | (TR) | (TR) |
| | | | | | (S) | (S) | | | (S) | (S) | (S) | (S) | (S) | (S) | (S) | (S) | (S) | (S) |
| 32023 | 31198 | V | | | | | | | | | | | | 0.00 | 5.00 | 28.50 | 37.80 | |
| 28018 | | | | | | | | | | | | | | (TR) | (TR) | (TR) | (TR) | |
| | | | | | | | | | | | | | | (S) | (S) | (S) | (S) | |
| | | | | | | | | | | | | | | | | | 1.50 | 0.00 |
| | | | | | | | | | | | | | | | | | (TR) | (TR) |
| 38255 | 32812 | V | | | | | | | | | | | | 2.40 | 2.00 | 35.50 | 35.00 | |
| 18241 | | | | | | | | | | | | | | (TR) | (TR) | (TR) | (TR) | |
| | | | | | | | | | | | | | | (S) | (S) | (S) | (S) | |



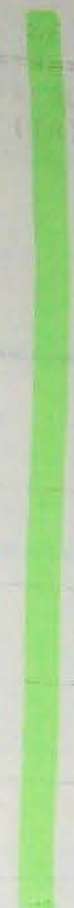
OREGON WATER INFRASTRUCTURE PLAT CARD - Townships 5, 00 S - Range 45, 00 E - SECTION 16

0001/1000

| APP. NO. PERMIT NO. | CERT NO. | OBT. DATE | NE | | | | SE | NW | | | | SW | | | | SE | | | | |
|------------------------|-------------|-----------|----|-------|------|----|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|
| | | | NE | NW | EW | SF | | NW | SW | SE | NE | NW | SW | SF | NE | NW | SW | SE | | |
| U 8925 | 43543 | V | | | | | | | | | | | | | | | 6.30 | 7.70 | 28.00 | 27.00 |
| | | | | | | | | | | | | | | | | | (1W) | (1E) | (1S) | (1R) |
| U 1975 | 42518 | V | | | | | | | | | | | | | | | | | | |
| U 1832 | | | | | | | | | | | | | | | | | 1.50 | | | |
| | | | | | | | | | | | | | | | | | (1A) | | | |
| B 4752 | 48081 | V | | | | | | | 13.80 | | | 10.80 | 25.45 | 35.80 | 31.80 | 27.80 | 7.70 | 22.00 | 34.41 | |
| S 4302 | | | | | | | | | (1R) | | | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) |
| <i>NC</i> S 11700 | 24701 | V | | 45.00 | 7.00 | | 15.00 | 45.00 | 19.00 | 17.00 | 11.00 | | | | | | | | | |
| S 2171 | | | | (1R) | (1R) | | (1R) | (1R) | (1R) | (1R) | (1R) | | | | | | | | | |
| S 18423 | | 0 | | | | | | | 15.00 | | | 15.00 | 10.00 | 30.00 | 30.00 | 28.00 | 19.00 | 18.00 | 22.00 | |
| B 18547 | | | | | | | | | (1R) | | | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) |
| | | | | | | | | | (1R) | | | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) |
| B 32951 | 48719 | V | | | | | | | | | | | | | | | | | 25.00 | 27.00 |
| S 27415 | | | | | | | | | | | | | | | | | | | (1R) | (1R) |

REP

| APP. NO. / PERMIT NO. | CERT NO. | GOV'T LOT DLC | NE | NW | SW | SE | NE | NW | SW | SE | | | | |
|--------------------------|-------------|------------------|---------------|---------------|---------------|---------------|---------------|---------------|----------------------|----------------------|---------------------|----------------------|----------------------|--------------|
| 11789 8171 | 24707 | V | 18.00 (1R) | 27.00 (1R) | 27.00 (1R) | 27.00 (1R) | 18.00 (1R) | 27.00 (1R) | 27.00 (1R) | 27.00 (1R) | | | | |
| | | LOT 4 | | | | | | | | | | | | |
| | | LOT 3 | 17.00 (1R) | | | | | | | | | | | |
| | | LOT 2 | | | | | 17.00 (1R) | | | | | | | |
| 18423 18547 | 0 | V | | | | | | | 25.00 (1R) (S) | 14.00 (1R) (S) | 2.00 (1R) (S) | 27.00 (1R) (S) | 18.00 (1R) (S) | |
| 20182 21790 | 28714 | V | | | | | | | | 30.00 (1R) | 11.50 (1R) | | 21.50 (1R) | |
| 33881 29515 | 34673 | V | | | | | | | 11.30 (1R) | | 1.70 (1R) | | | |
| 40365 30711 | 33855 | V | | | | | | | | 1.40 (1R) | 25.10 (1R) | | | |
| 40710 30387 | 18281 | V | | | | | | | | 29.80 (1R) | | 14.40 (1R) | 30.20 (1R) | 2.30 (1R) |



| APP. NO. / PERMIT NO. | CERT NO. | GOV'T LOT DLC | NE | NW | SW | SE | NE | NW | SW | SE |
|--------------------------|-------------|------------------|----|----|----|----|----|----|----|----|
| | | | | | | | | | | |



100

5 11709 8171

24707 V

LOT 5

LOT 4

LOT 3

8.00
(TR)

23.00
(TR)

1.00
(TR)

13.00
(TR)

31.00 31.00
(TR) (TR)

8 14874
8 10060

11505 V

1.00
(TR)

OREGON WATER RESOURCES PLAT CARD: Township 18.00 S Range 48.00 E Section 16

3/18/1992

| APP. NO. / PERMIT NO. | CERT NO. | BOV'T LOT D.C. | NE | | | | NW | | | | SW | | | | SE | | | | | | | |
|--------------------------|-------------|-------------------|----|----|--------------|---------------|----|----|----|----|----|----|----|----|----|----|----|---------------|---------------|---------------|---------------|---------------|
| | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | | | |
| 1 2183 0 3384 | 45847 V | | | | 1.00 (TR) | 27.50 (TR) | | | | | | | | | | | | 48.00 (TR) | 18.00 (TR) | 18.00 (TR) | 40.00 (TR) | |
| 2 4152 | 1111 V | | | | 8.10 (TR) | 30.60 (TR) | | | | | | | | | | | | 1.10 (TR) | 39.90 (TR) | 19.50 (TR) | 34.10 (TR) | 36.20 (TR) |

Rep

| | | | | | | | | | | | | | | | | | | | |
|---|-------|---------|-------|------|------|-------|-------|------|------|------|------|------|------|------|-------|-------|-------|-------|-------|
| S | 11709 | 24707 V | 15.00 | 1.00 | 2.00 | 25.00 | 4.00 | | | | | | | | | | | | |
| S | 9171 | | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) |
| S | 18493 | 8 V | | | | 4.00 | 25.00 | | | | | | | | 3.00 | 40.00 | 20.00 | 18.00 | 25.00 |
| S | 18547 | | | | | (1R) | (1R) | | | | | | | | (1R) | (1R) | (1R) | (1R) | (1R) |
| S | | | | | | (S) | (S) | | | | | | | | (S) | (S) | (S) | (S) | (S) |
| S | 32867 | 47743 V | 16.00 | 2.00 | | | | | | | | | | | | | | | |
| S | 25008 | | (1R) | (1R) | | | | | | | | | | | | | | | |
| S | | | 15.00 | | | | | | | | | | | | | | | | |
| S | | | (1R) | | | | | | | | | | | | | | | | |
| S | | | (R) | | | | | | | | | | | | | | | | |
| S | 34977 | 38330 V | | | | | | | | | | | | | 38.00 | 18.00 | 7.00 | | |
| S | 27897 | | | | | | | | | | | | | | (1R) | (1R) | (1R) | | |
| S | | | | | | | | | | | | | | | (S) | (S) | (S) | | |
| S | 34910 | 3567 V | | | | | | | | | | | | | | | | | |
| S | 27881 | | | | | | | | | | | | | | 22.00 | 4.00 | 6.00 | 24.00 | |
| S | | | | | | | | | | | | | | | (1R) | (1R) | (1R) | (1R) | |
| S | | | | | | | | | | | | | | | | | | | |
| S | 38588 | 34083 V | | | | 20.00 | 2.00 | | | | | | | | | | | | |
| S | 28813 | | | | | (1R) | (1R) | | | | | | | | | | | | |

NC

UREGON WATER RESOURCES PLAT CARD: 10-48114 18.00 S March 25.00 V SECTION 24 3/18/1998

| APP. NO. / PERMIT NO. | DEPT NO. | GOVT. ID | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |
|-----------------------|----------|----------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|
| G 78 | 27285 | V | | 4.00 | | | 35.20 | 15.00 | | | | | | | | | | |
| G 12 | | | | (1R) | | | (1R) | (1R) | | | | | | | | | | |
| | | | | (S) | | | (R) | (R) | | | | | | | | | | |
| S 2386 | 4853 | V | 40.00 | 38.00 | 40.00 | 40.00 | 38.00 | 36.00 | 40.00 | 40.00 | 40.00 | 40.00 | 40.00 | 40.00 | 40.00 | 40.00 | 38.00 | 36.00 |
| | | | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) |
| S 11709 | 24707 | V | 30.00 | 18.00 | 30.00 | 36.00 | 34.00 | 22.00 | 30.00 | 37.00 | 28.00 | 36.00 | 21.00 | 27.00 | 37.00 | 37.00 | 36.00 | 38.00 |
| S 9171 | | | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) |

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OREGON WATER RESOURCES PLAT CARD: Township 18.00 S Range 46.00 E SECTION 28

1/10/1998

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MR

| APP. NO. / PERMIT NO. | CERT NO. | GOV. T. LOT DEU | NE | | | | NW | | | | SW | | | | SE | | | | | | |
|--------------------------|-------------|--------------------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|--|--|--|
| | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | | |
| 11007 11075 | D V | | | | | | | | | | | | | | | | | | | | |
| 11709 8771 | 24787 V | | 20.00 | 24.00 | 35.00 | 20.00 | 32.00 | 47.00 | 27.00 | 18.00 | 25.00 | 25.00 | 28.00 | 35.00 | 38.00 | 31.00 | 35.00 | 36.00 | | | |
| | | | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | | | |

GROUND WATER RESOURCES PLAT CARD: Township 18.00 S Range 45.00 E SECTION 29

3/18/1988

| APP. NO. / PERMIT NO. | DEPT. NO. | CON. F. LOT | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |
|-----------------------|-----------|-------------|---------------|---------------|---------------|---------------|--------------|--------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|
| S 4352 S 4303 | 48051 (V) | | | | | | 5.40 (1R) | | | | | | | | | | |
| S 17700 S 8171 | 24707 (V) | | 22.00 (1R) | 18.00 (1R) | 14.00 (1R) | 11.00 (1R) | | 7.00 (1R) | 11.00 (1R) | 15.00 (1R) | 19.00 (1R) | 23.00 (1R) | 27.00 (1R) | 31.00 (1R) | 35.00 (1R) | 39.00 (1R) | 43.00 (1R) |
| S 18403 S 18547 | D.V. | | | | | | 5.00 (1R) | | | | | | | | | | |

228

OREGON WATER RESOURCES PLAT CARD, Township 18.00 S Range 46.00 E SECTION 22

3/18/1988

| APP. NO. / PERMIT NO. | QBR NO. | GOVT. LOT DLC | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |
|--------------------------|------------|------------------|----------------------|----------------------|---------------|---------------|----------------------|----------------------|----------------------|---------------------|----|----|----|---------------|--------------|----|----|---------------|
| 2-83 8984 | 45547 | V | 1.00 (1R) | 18.00 (1R) | | | 8.50 (1R) | 12.00 (1R) | | | | | | | | | | |
| S-4752 4303 | 46551 | V | 17.00 (1R) | 28.00 (1R) | | | 34.70 (1R) | 35.20 (1R) | 20.70 (1R) | 10.00 (1R) | | | | | | | | |
| S-11708 8191 | 24727 | V | | | 17.00 (1R) | 21.00 (1R) | | | | | | | | 27.00 (1R) | 3.00 (1R) | | | 25.00 (1R) |
| S-18423 18547 | | SW | 23.00 (1R) (S) | 24.00 (1R) (S) | 8.00 (S) | | 38.00 (1R) (S) | 39.00 (1R) (S) | 21.00 (1R) (S) | 6.00 (1R) (S) | | | | | | | | |

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OREGON WATER RESOURCES PLAT CARD Township 13 00 S Range 40 00 E SECTION 22

3/18/1998

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| APP. NO. / CERT PERMIT NO. | NO. | GOV'T / ST CLC | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |
|-------------------------------|---------|-------------------|-------|-------|-------|-------|-------|-------|-------|-------|------|----|----|-------|-------|----|-------|------|
| 10838 | 0 V | | | | | | | | | | | | | | 8.00 | | 30.00 | 4.00 |
| 12514 | | | | | | | | | | | | | | | (TR) | | (TR) | (TR) |
| 11705 | 24187 V | | 12.00 | 15.00 | 15.00 | 15.00 | 22.00 | 18.00 | 17.00 | 24.00 | 2.00 | | | 20.00 | 12.00 | | 20.00 | |
| 8171 | | | (TR) | (TR) | (TR) | (TR) | (TR) | (TR) | (TR) | (TR) | (TR) | | | (TR) | (TR) | | (TR) | |

OREGON WATER RESOURCES PLAT CARD: Township 10S. Range 48.00 E. Sec. 31N. 32

3/14/1998

| APP. NO. / | DATE | ENV. F. CO. | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |
|------------|---------|-------------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|------|-------|
| 5821 | 4/20/97 | V | | | | | | | | | | | | | | | | |
| 5823 | | | | | | | | | | | | | | | | | | |
| 51789 | 2/10/97 | V | 27.00 | 24.00 | 28.00 | 24.00 | 18.00 | 26.00 | 27.00 | 18.00 | 18.00 | 18.00 | 18.00 | 16.00 | 35.00 | 32.00 | 1.00 | 25.00 |
| | | | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) |

KRP

NR

5 33700
6177

24701 V

10.00 32.00 10.00
(187) (14) (10)

97.00 24.00 25.00
(187) () ()

26.00
(18)

OREGON NATIVE RESOURCES PLAY CARD Township 18 S. Range 45.00 E SECTION 26

3/18/1980

Ab

| APP. NO. / PERMIT NO. | CENT NO. | CCYTY LOT BLD | NE | NW | SE | SW | NE | NW | SE | SW | NE | NW | SE | SW |
|--------------------------|-------------|------------------|----|----|----|----|------|----|----|----|----|----|----|----|
| 74870 | 0 V | | | | | | | | | | | | | |
| 75200 | 0 V | | | | | | (LV) | | | | | | | |

OREGON WATER RESOURCES PLAT CARD - Township 19 S Range 48 E SECTION 27

3/10/1998

| APP. NO. / PERMIT NO. | DEPT. NO. | LOW 'T LOT | NE | Nw | Sw | SE | NE | Nw | Sw | NE | Nw | Sw | SE | NE | Nw | Sw | SE |
|--------------------------|--------------|------------|----|----|----|------|----|----|----|----|----|----|----|----|----|----|------|
| P 75088 0 | 0 V | | | | | (LV) | | | | | | | | | | | |
| P 75089 | 0 V | | | | | | | | | | | | | | | | |
| P 75089 0 | 0 V | | | | | | | | | | | | | | | | (LV) |

26

DREDDON WATER RESOURCES PLAT CARD: Township 18 N R. 20 W Range 48.00 E SECTION 30

3/18/1998

| APP. NO. PERMIT NO. | DIR. RD. | SUBV. ID BLK | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |
|------------------------|-------------|-----------------|----|----|----|----|----|----|----|----|----|----|----|----|------|----|----|----|
| P 24791 0 | 0 V | | | | | | | | | | | | | | (LV) | | | |
| P 82774 0 | 0 V | | | | | | | | | | | | | | (LV) | | | |

AC

NCR

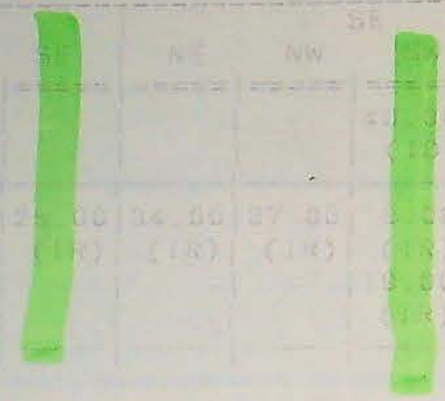
OREGON WATER RESOURCES PLAT CARD Township 18.00 S Range 46.00 E Section 34

3/8/1998

| APP. NO. / PERT | DIV. / LOT | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |
|--------------------|------------|----|----|----|----|------|----|----|----|----|----|----|----|
| PERMIT NO. NO. DLG | | | | | | | | | | | | | |
| 82423 0 V | | | | | | (10) | | | | | | | |
| 82424 0 V | | | | | | (20) | | | | | | | |

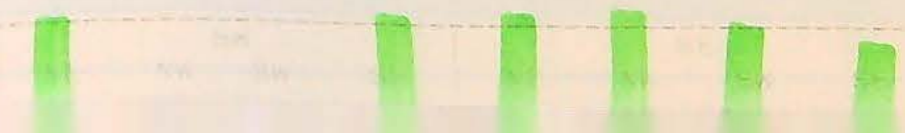
NCR
NCR

| APP. NO. / PERMIT NO. | CERT NO. | GOVT. LOT DLC | NE | NW | SE | SW | NE | NW | SE | SW | NE | NW | SE | SW | NE | NW | SE | SW |
|--------------------------|-------------|------------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|
| 2365 1283 | 4053 | V | 40.00 (1R) | 40.00 (1R) | | | | | | | | | | | | | | |
| 11708 3171 | 24703 | V | 27.00 (1R) | 28.00 (1R) | 29.00 (1R) | 28.00 (1R) | 28.00 (1R) | 29.00 (1R) | 28.00 (1R) | 28.00 (1R) | 29.00 (1R) | 28.00 (1R) | 28.00 (1R) | 29.00 (1R) | 28.00 (1R) | 28.00 (1R) | 29.00 (1R) | 28.00 (1R) |



Handwritten scribbles consisting of several vertical lines and a horizontal line.

| APP. NO. / PERMIT NO. | CERT NO. | GOVT. LOT DLC | NE | NW | SE | SW | NE | NW | SE | SW | NE | NW | SE | SW | NE | NW | SE | SW |
|--------------------------|-------------|------------------|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|
| | | | | | | | | | | | | | | | | | | |



NCR

5-11709

24107 V

28.00 (1W) 28.00 (1W) 24.00 (1W) 24.00 (1W) 25.00 (1W) 25.00 (1W) 26.00 (1W) 26.00 (1W) 27.00 (1W) 27.00 (1W) 28.00 (1W) 28.00 (1W) 24.00 (1W) 24.00 (1W) 25.00 (1W) 25.00 (1W) 26.00 (1W) 26.00 (1W) 27.00 (1W) 27.00 (1W) 28.00 (1W) 28.00 (1W)

ORIGON WATER REMAINDER PLAT DAND Township 19 36 S Range 49 00 W SECTION 15

3/18/1998

| APP. NO. / (DEPT) | LDV ¹ / (L) | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |
|---------------------------|------------------------|----|---------------|----|---------------|----|----|----|---------------|---------------|---------------|---------------|----|----|----|----|----|
| PERMIT NO. 11328 10470 | 0 V | | 40.00 (1W) | | | | | | 40.00 (1W) | 40.00 (1W) | 40.00 (1W) | 38.00 (1W) | | | | | |
| 5-11709 | 24107 V | | | | 11.00 (1W) | | | | | | | | | | | | |

NCR

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UNIFORM WATER RESOURCES PLAT (AM) - Township 18.00 S Range 48.00 E Section 24

3/18/1938

| APP. NO. / PERMIT NO. | CFR NO. | CON. DEC. | LOT | SE | NS | NE | SW | SE | SW | NS | NE | SW | NS | NE | SW | NS | NE |
|--------------------------|------------|--------------|-----|----|----|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|
| 1 589 D 3753 | 31121 | V | | | | 2.50 (1R) | | | | | | | | | | | 25.80 (1R) |
| 5 2368 S 1793 | 4852 | V | | | | 28.00 (1R) | 34.00 (1R) | 40.00 (1R) | 46.00 (1R) | 52.00 (1R) | 58.00 (1R) | 64.00 (1R) | 70.00 (1R) | 76.00 (1R) | 82.00 (1R) | 88.00 (1R) | 94.00 (1R) |
| 8 11765 S 177 | 24707 | V | | | | 28.00 (1R) | 34.00 (1R) | 40.00 (1R) | 46.00 (1R) | 52.00 (1R) | 58.00 (1R) | 64.00 (1R) | 70.00 (1R) | 76.00 (1R) | 82.00 (1R) | 88.00 (1R) | 94.00 (1R) |
| 6 23800 S 23805 | 28204 | V | | | | 2.50 (1R) | | | | | | | | | | | 25.80 (1R) |
| 7 28674 S 24275 | 24704 | V | | | | 2.50 (1R) | | | | | | | | | | | 25.80 (1R) |

NCR
NCR

| | | | | |
|----------|---------|------|-------|-------|
| \$ 44074 | 44030 V | 2.80 | 33.80 | 35.80 |
| \$ 33987 | | (1R) | (1R) | (5) |

OREGON WATER RESOURCES PLAT CARD Township 19.00 S Range 4E.00 E SECTION 25 3/18/1988

Map

| APP. NO. / PERMIT NO. | CERT NO. | GOV'T LOT | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |
|-----------------------|----------|-----------|-------|-------|----|-------|-------|----|----|----|----|----|----|-------|-------|-------|-------|----|
| 889 | 31121 V | | 30.00 | | | 36.00 | | | | | | | | 30.00 | 7.00 | 8.30 | 39.60 | |
| 9753 | | | (1R) | | | (1R) | | | | | | | | (1R) | (1R) | (1R) | (1R) | |
| 2386 | 4853 V | | | | | 27.00 | | | | | | | | 30.00 | | 28.00 | | |
| 1233 | | | | | | (1R) | | | | | | | | (1R) | (1R) | (1R) | (1R) | |
| 11708 | 24707 V | | 36.00 | 27.00 | | 26.00 | 39.00 | | | | | | | 30.00 | 27.00 | | | |
| 8171 | | | (1R) | (1R) | | (1R) | (1R) | | | | | | | (1R) | (1R) | | | |
| 23800 | 20394 V | | 40.00 | | | 36.00 | | | | | | | | 29.00 | 7.00 | 8.30 | 39.60 | |
| 23806 | | | (1R) | | | (1R) | | | | | | | | (1R) | (1R) | (1R) | (1R) | |
| | | | (5) | | | (5) | | | | | | | | (5) | (5) | (5) | (5) | |
| 24024 | 24704 V | | 40.00 | | | 36.00 | | | | | | | | 29.00 | 7.00 | 8.30 | 39.60 | |
| 24265 | | | (1R) | | | (1R) | | | | | | | | (1R) | (1R) | (1R) | (1R) | |
| | | | (5) | | | (5) | | | | | | | | (5) | (5) | (5) | (5) | |
| 44074 | 44030 V | | 30.00 | | | 36.00 | | | | | | | | 30.00 | 7.00 | 8.30 | 39.60 | |
| 33987 | | | (1R) | | | (1R) | | | | | | | | (1R) | (1R) | (1R) | (1R) | |
| | | | (5) | | | (5) | | | | | | | | (5) | (5) | (5) | (5) | |

OREGON WATER RESOURCES PLAT CARD: Township 10.00 S Range 45.00 E SECTION 21

3/15/2008

| APP. NO. / PERMIT NO. | CULT NO. | GOV'T LOT SIC | NE | | | NW | | | SW | | | SE | | | | | |
|--------------------------|-------------|------------------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|--------|
| | | | NE | NW | SW | SE | NW | SW | SE | NE | NW | SW | SE | | | | |
| 13395 | 01V | | | | | | 01.00 | 10.00 | 20.00 | 30.00 | 40.00 | 50.00 | 60.00 | 70.00 | 80.00 | 90.00 | 100.00 |
| 12547 | | | | | | | (1R) | (1P) | (1W) | (1N) | (1R) | (1P) | (1W) | (1N) | (1R) | (1P) | (1W) |
| 11709 | 24707 V | | 20.00 | 20.00 | 30.00 | 35.00 | 30.00 | 30.00 | 33.00 | 33.00 | 30.00 | 30.00 | 27.00 | 27.00 | 24.00 | 24.00 | 21.00 |
| 0171 | | | (1R) | (1N) | (1W) | (1P) | (1R) | (1P) | (1W) | (1N) | (1R) | (1P) | (1W) | (1N) | (1R) | (1P) | (1W) |

NR



NER
NER
NER

| APP. NO. / PERMIT NO. | CENT. NO. | COURT. CO. DLS | N8 | | | | NW | | | | SW | | | | SE | | | | | |
|--------------------------|--------------|-------------------|------|-------|-------|------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|
| | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| 2385 1233 | 4853 | V | | | | | | | | | | | | | | | | | 12.00 | 24.00 |
| | | | | | | | | | | | | | | | | | | | (10) | (10) |
| 7687 2704 | 4871 | V | 4.00 | | | | | | | | | | | | | | | | | |
| | | | (1R) | | | | | | | | | | | | | | | | | |
| 11789 817 | 24707 | V | 8.00 | 38.00 | 48.00 | 2.00 | 28.25 | 38.00 | 34.00 | 24.00 | 38.00 | 35.00 | 28.00 | 34.00 | 12.00 | 34.00 | 24.00 | 10.00 | | |
| | | | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | | |
| | | | 4.00 | | | | | | | | | | | | | | | | 23.00 | |
| | | | (1R) | | | | | | | | | | | | | | | | (10) | (1R) |

NCP
NCP

| APP. NO. / PERMIT NO. | CER. NO. | DOW. LOT | NE | | | | E | SW | | | | SE | NW | | | | | | | | | |
|--------------------------|----------|----------|----------------------|----------------------|----------------------|----------------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|--|--|----------------------|----------------------|----------------------|----------------------|--|
| | | | NE | NW | SW | SE | | NW | SW | SE | NE | | NW | SW | SE | | | | | | | |
| 889 9753 | 31121 V | | 38.80 (1R) | 35.30 (1R) | 28.50 (1R) | 39.20 (1R) | | | | | | | | | | | | 38.80 (1R) | 37.20 (1R) | 37.00 (1R) | 39.80 (1R) | |
| 2355 1739 | 4053 V | | | | | 40.00 (1R) | 38.00 (1R) | 40.00 (1R) | 40.00 (1R) | 40.00 (1R) | 40.00 (1R) | 40.00 (1R) | | | | | | | | | | |
| 17789 8171 | 24701 V | | | 1.00 (1R) | 0.00 (1R) | | 15.00 (1R) | 30.00 (1R) | 30.00 (1R) | 35.00 (1R) | 38.00 (1R) | 38.00 (1R) | 38.00 (1R) | 38.00 (1R) | 38.00 (1R) | | | | 5.00 (1R) | 2.00 (1R) | | |
| 25800 23005 | 29294 V | | 38.80 (1R) (S) | 35.30 (1R) (S) | 28.50 (1R) (S) | 39.20 (1R) (S) | | | | | | | | | | | | 38.80 (1R) (S) | 37.20 (1R) (S) | 37.00 (1R) (S) | 39.80 (1R) (S) | |
| 25525 24285 | 24704 | | 38.80 (1R) (S) | 35.30 (1R) (S) | 28.50 (1R) (S) | 39.20 (1R) (S) | | | | | | | | | | | | 38.80 (1R) (S) | 37.20 (1R) (S) | 37.00 (1R) (S) | 39.80 (1R) (S) | |
| 45514 33987 | 44030 V | | 38.80 (1R) (S) | 35.30 (1R) (S) | 28.50 (1R) (S) | 39.20 (1R) (S) | | | | | | | | | | | | 38.80 (1R) (S) | 37.20 (1R) (S) | 37.00 (1R) (S) | 39.80 (1R) (S) | |

12/18

5-11709

01 (1) 02 (1) 03 (1) 04 (1)

01 (1) 02 (1)

OREGON WATER RESOURCES PLAT CARD Township 20.00 S Range 26.00 E SECTION 12

3/18/1998

| APP. NO. / DEPT. | GOV'T LOT | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |
|------------------|-----------|----|----|----|----|----|----|----|----|----|----|----|----|
| PERMIT NO. 1 NO | OLD | | | | | | | | | | | | |
| 5-11709 24701 V | | | | | | | | | | | | | |

12/18

5-11709

01 (1) 02 (1) 03 (1) 04 (1)

DIVISION WATER RESOURCES PLAT CARD Township 20.00 S Range 48.00 E SECTION 25

3/13/1998

| APP. NO. / IDENT | GOV'T LOT | NO | | | | NW | | | | SW | | | |
|------------------|-----------|-------|----|----|----|----|----|----|----|----|----|----|----|
| PERMIT NO. | NO. | NE | NW | SE | SW | NE | NW | SE | SW | NE | NW | SE | SW |
| 11709 | 24701 V | 16.00 | | | | | | | | | | | |
| 817 | | (14) | | | | | | | | | | | |

Handwritten initials



~~11/18~~ NCR

GROUND WATER RESOURCES PLAT CARBON TOWNSHIP 20.00 S Range 45.00 W SECTION 35 11/18/1998

| APP. NO. / DEPT. | NO. | QTY. (LBS) | NE | NW | SW | SE | SW | SE | SW | SE | SW | SE | SW | SE |
|------------------|-------|------------|-------|----|----|----|----|----|----|----|----|----|----|----|
| PERMIT NO. | NO. | QTY. | NE | NW | SW | SE | SW | SE | SW | SE | SW | SE | SW | SE |
| 5 | 73705 | 0.1V | 23.00 | | | | | | | | | | | |
| | | | (1K) | | | | | | | | | | | |



OREGON WATER RESOURCES PLAT CARD: Township 20.00 S Range 44.00 E SECTION 9

7/18/1938

| APP. NO. / PERMIT NO. | CENT NO. | DIR. LOT DLC | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | SW | SE |
|--------------------------|-------------|-----------------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|
| 5 11789 | 24787 | V | 28.00 | 27.00 | 28.00 | 27.00 | 28.00 | 25.00 | 26.00 | 26.00 | 26.00 | 26.00 | 26.00 | 26.00 | 26.00 | 26.00 | 26.00 |
| S 8171 | | | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) |

Handwritten initials

Green vertical markings

UNDEON WATER WASHINGES PLAT L&W 20.00 E Range 48.00 W SECTION 19

1/18/1998

NEP

| APP. NO. / CER | NO. | DIR | LOT | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
|----------------|-------|-----|-----|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|
| 13700 | 24907 | V | | 36.00 | 38.00 | 34.00 | 37.00 | 38.00 | 36.00 | 35.00 | 35.00 | 35.00 | 37.00 | 34.00 | 35.00 | 37.00 | 34.00 | 35.00 | 35.00 | 37.00 |
| | | | | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) | (1R) |



OREGON WATER RESOURCES PLAT CARD Township 28.00 S Range 49.00 E SECTION 18

1/10/1980

Handwritten initials

| APP. NO. / PERMIT NO. | USER NO. | DIV. | LOT | NE | NW | SW | SE | W | N | SW | SE | W | N | SW | SE | W | N | SW | SE | |
|-----------------------|----------|------|-------|---------------|---------------|---------------|---------------|---|---|---------------|----|---|---|---------------|---------------|---|---|---------------|---------------|---------------|
| 5-11709 | 24707 | V | | | | | | | | | | | | 8.00 (1R) | 8.00 (1R) | | | | | |
| 6-8171 | | | LOT 4 | | | | | | | | | | | | | | | | | |
| | | | LOT 3 | | | | | | | | | | | 28.00 (1R) | | | | 19.00 (1R) | 28.00 (1R) | |
| | | | LOT 2 | | | | | | | | | | | 28.00 (1R) | | | | | | |
| | | | | 24.00 (1R) | 18.00 (1R) | 25.00 (1R) | 21.00 (1R) | | | 28.00 (1R) | | | | 24.00 (1R) | 24.00 (1R) | | | | 19.00 (1R) | 28.00 (1R) |

OREGON WATER RESOURCES PLAT YAMU, Township 20-04-S Range 45-00-E SECTION 25

3/18/1988

| APP. NO. / PERMIT NO. | CENT. NO. | BUY / SIC | NE | NW | SW | SE | WE | NW | SW | SF | WE | NW | SW | SF | NE | SW | SE |
|------------------------------|--------------|--------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------------|---------------|----------------------|----------------------|
| T 889 U 8753 | 28121 | V | | | | | | | | | | | | 4.20 (1R) | | 28.40 (1R) | 24.00 (1R) |
| G 13570 U 12820 | D V | | | | | | | 24.20 (1R) | 24.00 (1R) | | | | 14.10 (1R) | | | | |
| <i>MCR</i> 5 11700 U 8121 | 28707 | V | 28.00 (1R) | 28.00 (1R) | 28.00 (1R) | 28.00 (1R) | 24.00 (1R) | 24.00 (1R) | 24.00 (1R) | 37.00 (1R) | 37.00 (1R) | 36.00 (1R) | 35.00 (1R) | 34.00 (1R) | 31.00 (1R) | 28.00 (1R) | 27.00 (1R) |
| B 45114 E 37987 | 44230 | V | | | | | | | | | | | | 4.20 (1R) (S) | | 28.40 (1R) (S) | 24.00 (1R) (S) |

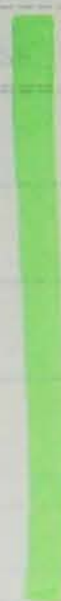


NCR

OREGON WATER RESOURCES PLAY GARD. Township 20.00 S Range 48.00 E SECTION 32

3/10/1998

| APP. NO. / DEPT | GOVT LOT | NE | NW | SE | SW | NE | NW | SE | SW |
|-------------------|----------|-------|-------|------|-------|-------|-------------|-------|-----------------------|
| 1 869 / 8127 V | | 29.00 | 27.00 | 3.00 | 12.00 | 21.00 | 3.00 | | |
| 2 8753 | | (14) | (14) | (14) | (14) | (14) | (14) | | |
| 1 8577 / 80883 V | | | | | | | | 16.00 | 27.00 22.00 |
| 2 1677 | | | | | | | | (14) | (14) (14) |
| 3 11700 / 24747 V | | | | | | 8.00 | 22.00 17.00 | | |
| 2 8171 | | | | | | (14) | (14) (14) | | 9.00 5.00 22.00 18.00 |
| 3 43514 / 44030 V | | 28.00 | 27.00 | 5.00 | 17.00 | 21.00 | 5.00 | | |
| 2 33887 | | (14) | (14) | (14) | (14) | (14) | (14) | | (14) (14) |
| 3 82155 / 28553 V | | | | | | | | | |
| 2 48871 | | | | | | | 22.00 4.00 | | (14) (14) |



5

WCR

OREGON WATER RESOURCES PLAT BOOK (Contains 20,00 3 Range 24,00 4 SECTION 3

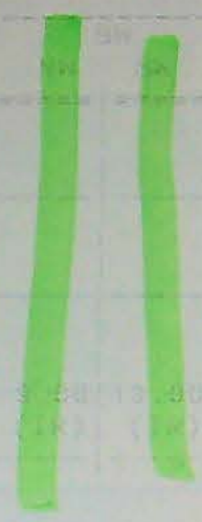
3/10/1998

| APP NO. / PERMIT NO | DERT NO. | BUY T LOT DLC | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |
|------------------------|-------------|------------------|----|----|----|----|----|----|----|----|----|----|----|------|----|----|----|----|
| 02507 0 | 0 V | | | | | | | | | | | | | (40) | | | | |



| APP. NO. / PERMIT NO. | CART NO. | GOV'T LOT ID# | SF | | | | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |
|--------------------------|-------------|------------------|-------|------|----|----|----|----|----|----|----|----|----|----|----|----|------|
| | | | NE | NW | SW | SE | | | | | | | | | | | |
| R 83539 | 0 | V | | | | | | | | | | | | | | | |
| R 12405 | | | | | | | | | | | | | | | | | (LV) |
| R 83521 | 0 | V | | | | | | | | | | | | | | | (LV) |
| R 12420 | | | | | | | | | | | | | | | | | |
| 5 11709 | 24703 | V | LOT 1 | 2.00 | | | | | | | | | | | | | |
| 8171 | | | | (1R) | | | | | | | | | | | | | |

MR



| APP. NO. / PERMIT NO. | CART NO. | GOV'T LOT ID# | SF | | | | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |
|--------------------------|-------------|------------------|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|
| | | | NE | NW | SW | SE | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | |



NER
NER

83620
247
5 1709 24709 V
8121

3

1.00 2.00
(1N) (1N)

25.00 25.00
(1N) (1N)

OREGON WATER RESOURCES PLAT CARD: Township 21 00 S Range 15 00 E SECTION 12

3/19/1988

NER

| TAP NO. / DEPT | GOV. LOT | NE | NW | SE | SW | NE | NW | SE | SW | NE | NW | SE | SW |
|----------------|--------------|----|----|----|----|----|----|----|----|----|----|---------------|---------------|
| 809 31121 V | 34.20 | | | | | | | | | | | | |
| 2753 | 1.00 (1N) | | | | | | | | | | | | |
| 2188 8985 V | | | | | | | | | | | | | |
| 2226 | | | | | | | | | | | | 40.00 (1N) | 40.00 (1N) |

REP
REP
REP

| | |
|-----------------|---------|
| APP. NO. / UNIT | 24707 V |
| ADJ. NO. | 8171 |
| APP. NO. / UNIT | 44030 V |
| ADJ. NO. | 23857 |
| APP. NO. / UNIT | 47525 V |
| ADJ. NO. | 30876 |

| | | |
|------|------|------|
| NE | SW | SE |
| (1N) | (1R) | (1K) |

| | | | | | | | | | |
|-------|-------|-------|-------|-------|-------|-------|-------|--------|--------|
| 12 00 | 24 00 | 36 00 | 48 00 | 60 00 | 72 00 | 84 00 | 96 00 | 108 00 | 120 00 |
| (1N) | (1R) | (1B) | (1G) | (1D) | (1C) | (1A) | (1H) | (1F) | (1E) |

GROUND WATER RESOURCES PLAT CARD: Township 27.00 S Range 45.00 E

SECTION 12

2/16/1992

REP

| | |
|-----------------|---------|
| APP. NO. / UNIT | 24707 V |
| ADJ. NO. | 8171 |
| APP. NO. / UNIT | 24707 V |
| ADJ. NO. | 8171 |

| | | |
|------|------|------|
| NE | SW | SE |
| (1N) | (1R) | (1K) |

Handwritten scribble

8307 V

888
0753

41121 V

25.00 (TR)
25.00 (TR)

LOT 3
LOT 4
LOT 5

20.00 (TR)

5.00 (TR)

20.00 (TR)

21.00 (TR)

8438
4120

8165 V

2.00 (TR)

Handwritten 'NCP'

11700

24707 V

LOT 1

20.00 (TR)

LOT 3

1.00 (TR)

8.00 (TR)

18.00 (TR)

LOT 5

5.00 (TR)

45514
3355

44030 V

LOT 2

25.00 (TR)

22.00 (TR)

33.00 (TR)

LOT 4

5.00 (TR)

20.00 (TR)

21.00 (TR)

Handwritten scribble

0 V

OREGON WATER RESOURCES PLAT CARD - Township 21 S Range 25 E Section 7

Handwritten 'SUPP?' with arrow pointing to a column in the table below

3/16/1988

| APP. NO. / CERT. NO. | GOV'T LOT | NE | NW | SW | SE | SW | SE | SW | SE | SW | SE | SW | SE | SW | SE | SW | SE |
|----------------------|-----------|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|
| 8290 V | | | | | | | | | | | | | | | | | |
| 8259 | | | | | | | | | | | | | | | | | |
| 8410 V | | | | | | | | | | | | | | | | | |

Handwritten 'yes'

Handwritten 'yes'

NEP

| | | | | | | | | | | | | | | | | | | | |
|--------|-------|---|-------|-------|--|--|------|--|--|--|--|--|--|--|--|--|--|--|--|
| S 1788 | 24707 | V | 30.00 | 22.00 | | | | | | | | | | | | | | | |
| S 8171 | | | (14) | (14) | | | | | | | | | | | | | | | |
| | | | 101.2 | | | | 8.00 | | | | | | | | | | | | |
| | | | 101.4 | | | | (14) | | | | | | | | | | | | |

OREGON WATER RESOURCES PLAT CAMEL Township 21.00 S Range 44.00 E SECTION 11 2/18/1990

| APP. NO. / PERMIT NO. | CERT. NO. | DIR. / CH. / S.C. | NE | NW | SE | SW | NE | NW | SE | SW | NE | NW | SE | SW | NE | NW | SE | SW | |
|-----------------------|-----------|-------------------|-------|-------|-------|-------|----|----|----|----|----|----|----|----|----|----|----|----|--|
| S 2091 | 37537 | V | 30.00 | 28.00 | 30.00 | 17.50 | | | | | | | | | | | | | |
| S 1158 | | | (14) | (14) | (14) | (14) | | | | | | | | | | | | | |
| S 4128 | 3207 | V | | | | | | | | | | | | | | | | | |
| S 3378 | | | | | | | | | | | | | | | | | | | |
| S 5327 | 3224 | V | | 0.00 | | | | | | | | | | | | | | | |
| S 3227 | | | | (14) | | | | | | | | | | | | | | | |
| S 1788 | 24707 | V | 30.00 | 22.00 | 30.00 | 17.50 | | | | | | | | | | | | | |
| S 8171 | | | (14) | (14) | (14) | (14) | | | | | | | | | | | | | |

?

yes

NE

GREGGON WATER RESOURCES PLAT CARD: Township 21 S, Range 48 E, Section 12

2/10/2002

| APP. NO. / PERMIT NO. | DEPT. | NO. | SEC. | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |
|-----------------------|-------|-------|------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|
| 10675 / 9802 | V | 53804 | | | | | 4.30 | | | | | | | | | | | | |
| 2001 / 1150 | V | 57539 | | 40.00 | 40.00 | 40.00 | 40.00 | 40.00 | 40.00 | 40.00 | 40.00 | 40.00 | 40.00 | 40.00 | 40.00 | 40.00 | 40.00 | 40.00 | 40.00 |
| 8077 / 1112 | V | 4817 | | | | | | | | | | | | | | | | | |
| 11709 / 811 | V | 24742 | | 30.00 | | | | 30.00 | 30.00 | 30.00 | 30.00 | 30.00 | 30.00 | 30.00 | 30.00 | 30.00 | 30.00 | 30.00 | 30.00 |

yes

?

NC

yes

no?

yes

yes

yes

yes

OREGON WATER RESOURCES PLAT DATA Township 21 S Range 46 E SECTION 14

2/18/1988

| APP. NO. / PERMIT NO. | OWNER | ACRES | SECTION | NE | NW | SW | SE | Other |
|-----------------------|---------|-------|---------|------------|------------|------------|------------|-----------|
| S 10819 | 0 V | (10) | | | | | | |
| S 9972 | | | | | | | | |
| S 5323 | 3224 V | | | | | | | |
| S 3227 | | | | | | | | |
| S 11709 | 24707 V | | | | | | | |
| S 8171 | | | | | | | | |
| | | | LOT 1 | 24.00 (1R) | 27.00 (1R) | 24.00 (1R) | | |
| | | | LOT 2 | 38.00 (1R) | 36.00 (1R) | | | |
| S 33037 | 33088 V | | | | | | | |
| S 29184 | | | | | | | | |
| S 54256 | 55584 V | | LOT 3 | | | | 11.00 (1R) | |
| S 40719 | | | | | | | | |
| S 56448 | 55309 V | | LOT 4 | | | | | 4.00 (1R) |
| S 47837 | | | LOT 4 | | | | | 2.75 (1R) |

ALC

NC



9 00 20 00 30 00
 (1R) (1R) (1R)

DREYON WATER RESOURCES PLAT CARD. Township 21.00 S Range 45 00 E SECTION 22

3/18/00

| APP. NO. / PERMIT NO. | D-INT NO. | GOV. LOT DLC | NE | | | | NW | | | | SW | | | | SE | | | | |
|--------------------------|--------------|-----------------|---------------|---|---------------|---|--------------|---------------|---------------|---|----|---|---|---|----|---|---|---------------|--|
| | | | N | W | E | S | N | W | E | S | N | W | E | S | N | W | E | S | |
| S 11700 S 8171 | 24701 V | LOT 4 | 23.00 (1R) | | 15.00 (1R) | | 3.00 (1R) | 27.00 (1R) | 15.00 (1R) | | | | | | | | | 17.00 (1R) | |

cc

FROM: OWYHEE IRRIGATION DISTRICT

AUG. 17. 1999 11:05AM P 1
PHONE NO. : 503 372 2437



OWYHEE PROJECT POWER COMMITTEE

17 SOUTH FIRST STREET
NYSSA, OREGON 97913

(541) 372-3540
(541) 372-5640

FAX (541) 372-2437

FACSIMILE TRANSMITTAL SHEET

DATE: August 17, 1999

TO: Adam Sussman

COMPANY: One Water Resource

CITY/STATE: Salem, OR

FAX NUMBER: 503-378-9130

TIME: 11:30 A.M. _____ P.M.

COVER SHEET PLUS 1 PAGES

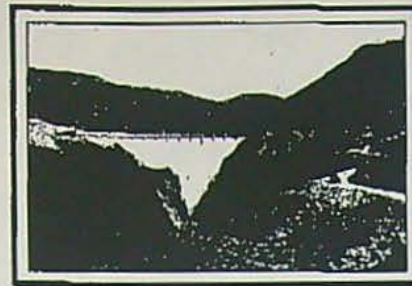
MESSAGE FROM: _____ TRANSMITTED BY: Almer

REMARKS: Original letter will be mailed

OWYHEE IRRIGATION DISTRICT

17 SOUTH 1ST STREET
NYSSA, OREGON 97913

PHONE (503) 372-3540
AT & T FAX 503-372-2437



August 17, 1999

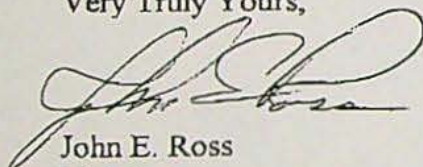
Adam Sussman
Protest Program Coordinator
Water Resources Dept.
Commerce Building
158 12th St NE
Salem, OR 97310

RE: Application S-71431, Owyhee Irrigation District

Dear Mr. Sussman:

I have reviewed the posture of this matter with the District's legal counsel and also with Jerrold Gregg. Please consider this a request for continuation of the "time-out". We are diligently working toward a resolution by agreement. However, as I am sure you are aware, the process is not a simple one. Please contact me if you have questions or concerns.

Very Truly Yours,



John E. Ross
Manager

cc: Jerrold Gregg
Bureau of Reclamation
1150 North Curtis Road
Boise, Idaho 83706-1234

Jerry Rodgers, Eastern Region Manager
Oregon Water Resources Dept.
1995 3rd St.
Baker City, Oregon 97814



Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

August 2, 1999

Brad Flinders
Stuntz, Fonda, Nicholas, Kiyuna, Horton & Flinders
PO Box 1565
Nyssa, Oregon 97913

Re: Application S-71431, Owyhee Irrigation District

Dear Mr. Flinders:

In February of this year, pursuant to ORS 537.175, the Department placed Application S-71431 on administrative hold until July 29, 1999. To date I have received no correspondence from you regarding a request for an additional "time-out" or the desire to proceed with application processing. Please let me know, in writing, how you would like to proceed. Please provide this requested information by no later than **August 17, 1999**.

If I can be of further assistance or you have any questions please contact me at 1-800-624-3199 ext. 262.

Sincerely,

Adam Sussman
Protest Program Coordinator

enclosure

cc: Owyhee Irrigation District
17 S. 1st Street
Nyssa, Oregon 97913

Jerrold Gregg
Bureau of Reclamation
1150 North Curtis Road
Boise, ID 83706-1234

Jerry Rodgers, Eastern Region Manager





Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

February 4, 1999

Brad Flinders
Stuntz, Fonda, Nicholas, Kiyuna, Horton & Flinders
PO Box 1565
Nyssa, Oregon 97913

Re: Request for Hearing, Request for Hold on Processing, Application S-71431, Owyhee
Irrigation District

Dear Mr. Flinders:

The Department received your January 29, 1999, letter requesting a contested case pursuant to ORS 537.153(8). In the same letter you have also asked that this application be held in abeyance to allow for settlement discussions with the protestant.

Pursuant to ORS 537.175 the Department shall place Application S-71431 on hold until **July 29, 1999**. If no resolution to the protest has been reached by this date, and no additional processing hold is requested, the Department will proceed with scheduling a contested case hearing. Please let me know if you wish to re-start the processing of Application S-71431 anytime prior to July 29, 1999.

If I can be of further assistance or you have any questions please contact me at 1-800-624-3199 ext. 262.

Sincerely,

Adam Sussman
Protest Program Coordinator

cc: Owyhee Irrigation District
17 S. 1st Street
Nyssa, Oregon 97913

Jerrold Gregg
Bureau of Reclamation
1150 North Curtis Road
Boise, ID 83706-1234

Jerry Rodgers, Eastern Region Manager



Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

February 4, 1999

Brad Flinders
Stuntz, Fonda, Nicholas, Kiyuna, Horton & Flinders
PO Box 1565
Nyssa, Oregon 97913

Re: Request for Hearing, Request for Hold on Processing, Application S-71431, Owyhee
Irrigation District

Dear Mr. Flinders:

The Department received your January 29, 1999, letter requesting a contested case pursuant to ORS 537.153(8). In the same letter you have also asked that this application be held in abeyance to allow for settlement discussions with the protestant.

Pursuant to ORS 537.175 the Department shall place Application S-71431 on hold until **July 29, 1999**. If no resolution to the protest has been reached by this date, and no additional processing hold is requested, the Department will proceed with scheduling a contested case hearing. Please let me know if you wish to re-start the processing of Application S-71431 anytime prior to July 29, 1999.

If I can be of further assistance or you have any questions please contact me at 1-800-624-3199 ext. 262.

Sincerely,

Adam Sussman
Protest Program Coordinator

cc: Owyhee Irrigation District
17 S. 1st Street
Nyssa, Oregon 97913

Jerrold Gregg
Bureau of Reclamation
1150 North Curtis Road
Boise, ID 83706-1234

Jerry Rodgers, Eastern Region Manager

RECEIVED

STUNZ, FONDA, NICHOLS, KIYUNA,
HORTON & FLINDERS, LLP
ATTORNEYS AT LAW

FEB 02 1999

WATER RESOURCES DEPT.
SALEM, OREGON

HAROLD HENIGSON (1947-1978)
GENE STUNZ † (1959-1992)

106 MAIN STREET
P.O. BOX 1565

ONTARIO OFFICE
186 S.W. 1ST STREET
P. O. BOX 67

STEPHEN B. FONDA
WILLIAM F. NICHOLS*
GARY K. KIYUNA
MICHAEL W. HORTON
BRAD A. FLINDERS*

NYSSA, OREGON 97913

ONTARIO, OREGON 97914
TEL (541) 881-0477
FAX 5418810479

TEL (541) 372-2268
FAX 5413722848

* ADMITTED TO PRACTICE
IN IDAHO AND OREGON

† RETIRED

REPLY TO NYSSA OFFICE

January 29, 1999

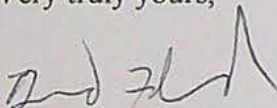
Adam Sussman
Water Resources Department
158 12th Street NE
Salem, OR 97310-0210

Re: Application S-71431, Owyhee Irrigation District

Dear Mr. Sussman:

The Applicant requests a contested case hearing on the matter of the protest against the proposed final order submitted by the Bureau of Reclamation. Applicant also requests that further action by the Department with regard to this application be held in abeyance for the time being as it may be possible to resolve the protest without a hearing. Please call me if you have any questions.

Very truly yours,



Brad Flinders

BF:ro

cc: John E. Ross
Jerrold Gregg

CERTIFIED MAIL NO. P 293 078 541
RETURN RECEIPT REQUESTED

cc or
FO
b1
3/8/99



Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

January 19, 1999

Brad Flinders
Stuntz, Fonda, Nicholas, Kiyuna, Horton & Flinders
PO Box 1565
Nyssa, Oregon 97913

Re: **Application S-71431**, Owyhee Irrigation District

Dear Mr. Flinders:

The Proposed Final Order for application S-71431 has been protested by the Bureau of Reclamation. As we discussed by telephone, pursuant to ORS 537.153(8), you may request a contested case hearing within 30 days after the protest deadline, by February 8, 1999. If a hearing is requested the Department shall schedule one. If no hearing is requested, the Department may either issue a Final Order or schedule a hearing.

Under ORS 537.175 you may also request that Application S-71431 be held in abeyance for a reasonable period of time. This may provide the District and the Bureau the time they need to resolve the protest without a hearing.

If you have any questions or concerns I can be contacted at (503) 378-8455 ext. 262.

Sincerely,

Adam Sussman
Protest Program Coordinator

cc: Owyhee Irrigation District
17 S. 1st Street
Nyssa, Oregon 97913

Jerrold Gregg
Bureau of Reclamation
1150 North Curtis Road
Boise, ID 83706-1234

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT #

27023

158 12TH ST. N.E.

SALEM, OR 97310-0210

378-8455 / 378-8130 (FAX)

INVOICE # _____

RECEIVED FROM: U.S. BOR
BY: _____

| | |
|-------------|----------------|
| APPLICATION | <u>5-71431</u> |
| PERMIT | |
| TRANSFER | |

CASH: CHECK: # 75-46 OTHER: (IDENTIFY)

TOTAL REC'D \$ 200.00

0417 WRD MISC CASH ACCT

| | |
|---------------------|----|
| ADJUDICATIONS | \$ |
| PUBLICATIONS / MAPS | \$ |
| OTHER: (IDENTIFY) | \$ |
| OTHER: (IDENTIFY) | \$ |

REDUCTION OF EXPENSE

| | |
|------------|----|
| CASH ACCT. | \$ |
| VOUCHER # | |

0427 WRD OPERATING ACCT

| | | | |
|------------------|--------------------------|----|----|
| 0407 | MISCELLANEOUS | | \$ |
| 0410 | COPY & TAPE FEES | | \$ |
| 0408 | RESEARCH FEES | | \$ |
| 0408 | MISC REVENUE: (IDENTIFY) | | \$ |
| (New) TC165 | DEPOSIT LIAB. (IDENTIFY) | | \$ |
| (Existing) TC168 | WATER RIGHTS: | | |
| 0201 | SURFACE WATER | \$ | \$ |
| 0203 | GROUND WATER | \$ | \$ |
| 0205 | TRANSFER | \$ | \$ |
| | WELL CONSTRUCTION | | |
| 0218 | WELL DRILL CONSTRUCTOR | \$ | \$ |
| | LANDOWNER'S PERMIT | | |
| 0223 | OTHER (IDENTIFY) | | \$ |

PCA 772 35

**RECEIVED
OVER THE COUNTER**

Protest of final order 200.00

0437 WELL CONST. START FEE

| | | | |
|------|----------------------|----|--------|
| 0211 | WELL CONST START FEE | \$ | CARD # |
| 0210 | MONITORING WELLS | \$ | CARD # |
| | OTHER (IDENTIFY) | | |

0539 LOTTERY PROCEEDS

| | | |
|------|------------------|----|
| 1302 | LOTTERY PROCEEDS | \$ |
|------|------------------|----|

0467 HYDRO ACTIVITY

| | | | |
|------|----------------------------|------------|----|
| 0233 | POWER LICENSE FEE (FW/WRD) | LIC NUMBER | \$ |
| 0231 | HYDRO LICENSE FEE (FW/WRD) | | \$ |
| | HYDRO APPLICATION | | \$ |

RECEIPT #

27023

DATED:

1-7-99

BY:

S. Johnson



IN REPLY REFER TO:

SRO-1000

United States Department of the Interior

BUREAU OF RECLAMATION

Snake River Area Office
214 Broadway Avenue
Boise, Idaho 83702-7298

RECEIVED

JAN 7 1999

WATER RESOURCES DEPT.
SALEM, OREGON

January 5, 1999

CERTIFIED - RETURN RECEIPT REQUESTED

Attn: Adam Sussman
OWRD- Water Rights Section
158 12th Street NE
Salem, OR 97310

Subject: Protest of Proposed Final Order S-71431, Owyhee Irrigation District

Dear Mr. Sussman:

The Bureau of Reclamation submits the following protest of Proposed Final Order S-71431. The proposed Final Order was issued on November 24, 1998.

Provisions of 537.621 (7) allow for protests to proposed final orders. The following information is provided as required.

Name, address and telephone number of protestant:

Bureau of Reclamation- PN Region
1150 North Curtis Road
Boise, ID 83706-1234
(208) 378-5322

Description of interest in the Proposed Final Order:

The Bureau of Reclamation is the owner of the reservoir facilities and holds the primary and secondary rights of Owyhee Reservoir. The applicant has a contract with Reclamation, but the proposed lands under this application are not currently under contract with Reclamation. Therefore, they are not authorized to receive project water. Reclamation has been working with the district to reach consensus on how to administer to these lands.

Description of deficiency and how to correct deficiency:

As owner of the Owyhee Reservoir, any application to appropriate water from a federal facility must be in the name of the United States. Furthermore, a contractual arrangement must be negotiated for the use of this water and federal facilities.

*entered in PB
1/7/99 HW*

RECEIVED

JAN 7 1999

Page 2

WATER RESOURCES DEPT.
SALEM, OREGON

Legal authority to support protest:

Oregon Revised Statute 537.400. The application shall refer to the reservoir for a supply of water and shall show by documentary evidence that an agreement has been entered into with the owners of the reservoir for a sufficient interest in the reservoir to impound enough water for the purposes set forth in the application.

Fee:

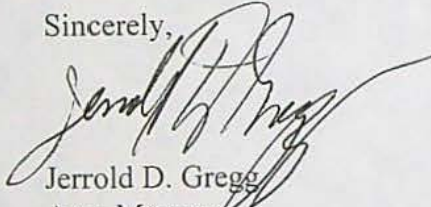
Enclosed is the \$200.00 fee established under ORS 536.050(1)(j).

Respectfully submitted January 5, 1999.

Furthermore, I certify that a copy of this request was mailed by first class, postage paid, in enclosed envelopes via the U.S. mail service, Boise, Idaho to the following:

Owyhee Irrigation District
c/o Brad Flinders
Stunz, Fonda, Nichols, Kiyuna, Horton & Flinders, LLP
PO Box 1565
Nyssa, OR 97913

Sincerely,



Handwritten signature of Jerrold D. Gregg in cursive ink.

Jerrold D. Gregg
Area Manager

RECEIVED

JAN 7 1999

WATER RESOURCES DEPT.
SALEM, OREGON

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

- 1. Addressee's Address
- 2. Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

Owyhee Irrigation District
c/o Brad Flinders
Stunz, Fonda, Nichols, Kiyuna, Horton &
Flinders, LLP
PO Box 1565
Nyssa, OR 97913

4a. Article Number

119 081 303

4b. Service Type

- Registered Insured
- Certified COD
- Express Mail Return Receipt for Merchandise

7. Date of Delivery

5. Signature (Addressee)

6. Signature (Agent)

8. Addressee's Address (Only if requested and fee is paid)

PS Form 3811, December 1991 *U.S. GPO: 1993-352-714

DOMESTIC RETURN RECEIPT

Thank you for using Return Receipt Service.

REMOVE TO EXPOSE ADHESIVE REMOVE TO EXPOSE ADHESIVE REMOVE TO EXPOSE ADHESIVE
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UNITED STATES POSTAL SERVICE

Official Business

Print your name, address and ZIP Code here

BUREAU OF RECLAMATION
SNAKE RIVER AREA OFFICE
214 BROADWAY AVE
BOISE ID 83702

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300



REMOVE TO EXPOSE ADHESIVE REMOVE TO EXPOSE ADHESIVE
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REMOVE TO EXPOSE ADHESIVE REMOVE TO EXPOSE ADHESIVE

P 119 081 303

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

* U.S.G.P.O. 1984-446-014

PS Form 3800, Feb. 1992

| | |
|---|----|
| Sent to Owyhee Irrigation Dist c/o Brad Flinders Street and No. PO Box 1565 Nyssa, OR ZIP 97913 | |
| Postage | \$ |
| Certified Fee | |
| Special Delivery Fee | |
| Restricted Delivery Fee | |
| Return Receipt Showing to whom and Date Delivered | |
| Return receipt showing to whom, Date, and Address of Delivery | |
| TOTAL Postage and Fees | \$ |
| Postmark or Date | |

CERTIFIED

P 119 081 303

MAIL

MEMO

DATE: January 8, 1999
TO: Adam Sussman
FROM: Laura Snedaker
SUBJECT: Owyhee Irrigation District, Application S-71431

BOR Contract Issue: I believe that I discussed this issue with someone at Owyhee Irrigation District, possibly Carla, and I may have discussed this with someone in our office. My understanding was that the Irrigation District did not need to have a contract with the Bureau of Reclamation, that control of the reservoir had been turned over to the District sometime in the past. However, I am not 100% sure of this and I was not able to locate any notes in the application file describing this situation.

Acreage Issue: When Owyhee ID originally submitted their application, the application was submitted without application maps. At the time, the ID identified the maximum number of acres that they might irrigate, 16,000 acres. My understanding is that maps were not originally submitted because the district was going to be undergoing transfers under HB 3111 and were not sure at the time how this was all going to lay out. When they submitted their maps under HB 3111 to the Department they also identified which lands would be irrigated under this application. The number of acres was substantially less than they originally requested. During the course of reviewing and correcting the maps for conflicts and accuracy, the maps were further modified to show the acreage identified in the Proposed Final Order.

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

158 12TH ST. N.E.
SALEM, OR 97310-0210
378-8455 / 378-8130 (FAX)

RECEIPT # **26374**

INVOICE # _____

RECEIVED FROM: Department Of The Interior
BY: _____

| | |
|-------------|-------|
| APPLICATION | 71431 |
| PERMIT | |
| TRANSFER | |

CASH: CHECK: # 75-46 OTHER: (IDENTIFY)

TOTAL REC'D \$ 10.00

0417 WRD MISC CASH ACCT

| | |
|---------------------|----|
| ADJUDICATIONS | \$ |
| PUBLICATIONS / MAPS | \$ |
| OTHER: (IDENTIFY) | \$ |
| OTHER: (IDENTIFY) | \$ |

REDUCTION OF EXPENSE

CASH ACCT. \$

PCA AND OBJECT CLASS VOUCHER #

0427 WRD OPERATING ACCT

| | | |
|-------------------------------------|--|----------|
| MISCELLANEOUS | | \$ |
| 0407 COPY & TAPE FEES | | \$ |
| 0410 RESEARCH FEES | | \$ |
| 0408 MISC REVENUE: (IDENTIFY) | | \$ 10.00 |
| New) TC165 DEPOSIT LIAB. (IDENTIFY) | | \$ |

PCA 11510
Pub Notice

| | | | |
|-----------------------------|--------------------|----------|-------------|
| Existing) TC168 | WATER RIGHTS: | EXAM FEE | RECORD FEE |
| 0201 SURFACE WATER | | \$ | 0202 \$ |
| 0203 GROUND WATER | | \$ | 0204 \$ |
| 0205 TRANSFER | | \$ | 0206 \$ |
| | WELL CONSTRUCTION | EXAM FEE | LICENSE FEE |
| 0218 WELL DRILL CONSTRUCTOR | | \$ | 0219 \$ |
| | LANDOWNER'S PERMIT | | 0220 \$ |

OTHER (IDENTIFY) _____

0437 WELL CONST. START FEE

| | | | |
|---------------------------|----|--------|--|
| 0211 WELL CONST START FEE | \$ | CARD # | |
| 0210 MONITORING WELLS | \$ | CARD # | |
| OTHER (IDENTIFY) | | | |

0539 LOTTERY PROCEEDS

| | |
|-----------------------|----|
| 1302 LOTTERY PROCEEDS | \$ |
|-----------------------|----|

0467 HYDRO ACTIVITY

| | | |
|---------------------------------|------------|----|
| 0233 POWER LICENSE FEE (FW/WRD) | LIC NUMBER | \$ |
| 0231 HYDRO LICENSE FEE (FW/WRD) | | \$ |
| HRDRO APPLICATION | | \$ |

RECEIPT # **26374**

DATED: 11-27-98

BY: Roger Wright

PUBLIC NOTICE COMMENT FORM

November 24, 1998

Use the back of this form to offer comments on water use requests or other items in this notice or to order copies of proposed final and final orders. You are welcome to submit comments on a separate sheet, but please be sure to include your name and address and reference the specific request or document that concerns you. Please mail your comments to the address listed above.

| Water Use Request Type & File Number (e.g. "Permit Application G-12345" or "Transfer T-1234"): (payment enclosed)* | Mail me the Order |
|---|-------------------|
| PFO S-71431 | X |
| | |
| | |

Your Name, Address, and Phone Number:

| |
|---------------------------------|
| RUTH PAGE - USBR |
| 1150 North Curtis Rd, Suite 100 |
| Boise ID 83706-1234 |

* We are required by law to charge a fee of \$10 to mail a copy of a proposed final or final order for a permit application to any interested person. Please include a check made out to the Oregon Water Resources Department in the amount of \$10 for each proposed final order you would like mailed to you. This fee entitles you to also receive a copy of the final order, when issued. (Copies of proposed final and final orders are also available for viewing - at no charge - at our Salem office or at the local watermaster office.)

Comments (please type or print):

* enclosed payment

mailed
12/2/98
fw

RECEIVED

NOV 25 1998

WATER RESOURCES DEPT.
SALEM, OREGON



DEPARTMENT OF
FISH AND
WILDLIFE

November 20, 1998

Water Rights Information Group
Water Resources Department
Commerce Building
158 12th Street NE
Salem, OR 97310

Southeast Region

RE Water Right application S-71431:

Oregon Department of Fish and Wildlife has concerns with this application.

Owyhee Reservoir has several species of game fish. They include largemouth and smallmouth bass, black crappie, channel catfish, and trout.

The POD is at a location where fish can enter the canal system. We request that the permit be conditioned to require that fish protection devices be in place and inspected before water is diverted.

Sincerely,

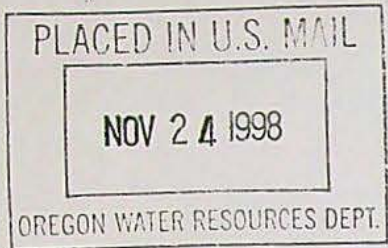
A handwritten signature in blue ink that reads "Wayne Bowers".

Wayne Bowers
Southeast District Fish Biologist



PO Box 8
Hines, OR 97738
(541) 573-6582
FAX (541) 573-5306

Oregon Water Resources Department
Water Rights Division



Water Rights Application
Number S-71431

Proposed Final Order

Summary of Recommendation: The Department recommends that the attached draft permit be issued with conditions.

Application History

On March 25, 1991, OWYHEE IRRIGATION DISTRICT submitted an application to the Department for the following water use permit:

- Amount of Water: 64,000.0 ACRE-FEET (AF)
- Use of Water: IRRIGATION OF 16,000.0 ACRES OR LESS
- Source of Water: OWYHEE RESERVOIR, CONSTRUCTED UNDER PERMIT R-599, ON THE OWYHEE RIVER
- Area of Proposed Use: MALHEUR County within SECTION 25, TOWNSHIP 15 SOUTH, RANGE 46 EAST, W.M., SECTION 31, TOWNSHIP 15 SOUTH, RANGE 47 EAST, W.M., SECTION 13, TOWNSHIP 16 SOUTH, RANGE 46 EAST, W.M., SECTION 7, SECTION 14, SECTION 15, SECTION 17, SECTION 18, SECTION 20, SECTION 21, SECTION 22, SECTION 27, SECTION 28, SECTION 29, SECTION 32, SECTION 33, SECTION 34, TOWNSHIP 16 SOUTH, RANGE 47 EAST, W.M., SECTION 12, SECTION 13, SECTION 14, SECTION 23, SECTION 24, SECTION 25, SECTION 26, SECTION 35, TOWNSHIP 17 SOUTH, RANGE 46 EAST, W.M., SECTION 3, SECTION 4, SECTION 5, SECTION 7, SECTION 8, SECTION 9, SECTION 17, SECTION 18, SECTION 19, SECTION 20, SECTION 21, SECTION 30, SECTION 32, TOWNSHIP 17 SOUTH, RANGE 47 EAST, W.M., SECTION 7, SECTION 8, SECTION 9, SECTION 10, SECTION 11, SECTION 12, SECTION 14, SECTION 15, SECTION 16, TOWNSHIP 18 SOUTH, RANGE 45 EAST, W.M., SECTION 2, SECTION 6, SECTION 10, SECTION 24, SECTION 26, SECTION 27, SECTION 28, SECTION 29, SECTION 30, SECTION 32, SECTION 33, SECTION 34, SECTION 35, TOWNSHIP 18 SOUTH, RANGE 46 EAST, W.M., SECTION 13, SECTION 14, SECTION 15, SECTION 23, SECTION 24, SECTION 25, SECTION 26, SECTION 27, SECTION 34, SECTION 35, SECTION 36, TOWNSHIP 19 SOUTH, RANGE 46 EAST, W.M., SECTION 9, SECTION 10, SECTION 11, SECTION 12, SECTION 13, SECTION 23, SECTION 36, TOWNSHIP 20 SOUTH, RANGE 45 EAST, W.M., SECTION 3, SECTION 5, SECTION 7, SECTION 9, SECTION 15, SECTION 18, SECTION 22, SECTION 24, SECTION 29, SECTION 32, TOWNSHIP 20 SOUTH, RANGE 46 EAST, W.M., SECTION 2, SECTION 11, SECTION 12, SECTION 14, TOWNSHIP 21 SOUTH,

RANGE 45 EAST, W.M., SECTION 2, SECTION 6, SECTION 7, SECTION 11, SECTION 12, SECTION 14, SECTION 18, AND SECTION 22, TOWNSHIP 21 SOUTH, RANGE 46 EAST, W.M.

■ Water Delivery System: According to the application, distribution will be by the existing Owyhee Irrigation District's distribution system and the Owyhee dam.

On 4/9/96, the Department mailed the applicant notice of its Initial Review, determining that "the use of 64,000 acre-feet of legally stored water only, permit R-599, for Irrigation of 16,000 acres may be allowed from March 1 through October 31 of each year." The applicant did not notify the Department to stop processing the application within 14 days of that date.

On 4/23/96, the Department gave public notice of the application in its weekly notice. The public notice included a request for comments, and information for interested persons about both obtaining future notices and a copy of the proposed final order.

No written comments were received within 30 days.

The application has been amended to irrigate fewer acres. The most recent application maps, submitted to the Department on July 23, 1998, identify 1679.5 acres for Irrigation and 74.4 acres for Supplemental Irrigation.

In reviewing applications, the Department may consider any relevant sources of information, including the following:

- comments by or consultation with another state agency
- any applicable basin program
- any applicable comprehensive plan or zoning ordinance
- the amount of water available
- the rate and duty for the proposed use
- pending senior applications and existing water rights of record
- the Scenic Waterway requirements of ORS 390.835
- applicable statutes, administrative rules, and case law
- any comments received

Findings of Fact

The Owyhee Basin Program allows the following uses: IRRIGATION OF 1679.5 ACRES SUPPLEMENTAL IRRIGATION OF 74.4 ACRES.

Senior water rights exist on THE OWYHEE RESERVOIR, ON THE OWYHEE RIVER, or on downstream waters.

THE OWYHEE RESERVOIR, ON THE OWYHEE RIVER, is not within or above a State Scenic Waterway.

Stored water from Owyhee Reservoir may be appropriated for Irrigation and Supplemental Irrigation during the Irrigation Season, April 1 to October 15.

The Department finds that no more than 7015.6 AF would be necessary for the proposed use. The amount of water requested, 64.000.0 ACRE-FEET, shall be restricted to 7015.6 AF.

The Oregon Department of Fish and Wildlife has advised that one or more species of game fish are present at the described point of diversion.

Conclusions of Law

Under the provisions of ORS 537.153, the Department must presume that a proposed use will not impair or be detrimental to the public interest if the proposed use is allowed in the applicable basin program established pursuant to ORS 536.300 and 536.340 or given a preference under ORS 536.310(12), if water is available, if the proposed use will not injure other water rights and if the proposed use complies with rules of the Water Resources Commission.

The proposed use requested in this application is allowed in the Owyhee Basin Plan.

No preference for this use is granted under the provisions of ORS 536.310(12).

Water is available for the proposed use.

The proposed use will not injure other water rights.

The proposed use complies with other rules of the Water Resources Commission not otherwise described above.

The proposed use complies with the State Agency Agreement for land use.

For these reasons, the required presumption has been established.

Once the required presumption has been established, under the provisions of ORS 537.153(2) it may be overcome by a preponderance of evidence that either:

- (a) One or more of the criteria for establishing the presumption are not satisfied; or
- (b) The proposed use will impair or be detrimental to the public interest as demonstrated in comments, in a protest . . . or in a finding of the department that shows:
 - (A) The specific public interest under ORS 537.170(8) that would be impaired or detrimentally affected; and
 - (B) Specifically how the identified public interest would be impaired or detrimentally affected.

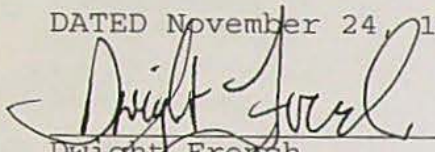
In this application, all criteria for establishing the presumption have been satisfied, as noted above. The presumption has not been overcome by a preponderance of evidence that the proposed use will impair or be detrimental to the public interest.

The Department therefore concludes that water is available in the amount necessary for the proposed use; the proposed use will not result in injury to existing water rights; and the proposed use will not impair or be detrimental to the public interest as provided in ORS 537.170.

Recommendation

The Department recommends that the attached draft permit be issued with conditions.

DATED November 24, 1998


Dwight French
Water Rights Section Manager

*If you have any questions,
please check the information
box on the last page for the
appropriate names and
phone numbers.*

Protest Rights and Standing

Under the provisions of 537.621(7), you have the right to protest this proposed final order. Your protest must be in writing, and must include the following:

- Your name, address, and telephone number;
- A description of your interest in the proposed final order, and, if you claim to represent the public interest, a precise statement of the public interest represented;
- A detailed description of how the action proposed in this proposed final order would impair or be detrimental to your interest;
- A detailed description of how the proposed final order is in error or deficient, and how to correct the alleged error or deficiency;
- Any citation of legal authority to support your protest, if known; and
- If you are not the applicant, the \$200 protest fee required by ORS 536.050 and proof of service of the protest upon the applicant.
- If you are the applicant, a statement of whether or not you are requesting a contested case hearing. If you do not request a hearing, the Department will presume that you do not wish to contest the findings of the proposed final order.
- If you do not protest this Proposed Final Order and if no substantive changes are made in the final order, you will not have an opportunity for judicial review, protest or appeal of the final order when it is issued.

Requests for Standing

Under the provisions of 537.153(5), persons other than the applicant who support a proposed final order may request standing for purposes of

participating in any contested case proceeding on the proposed final order or for judicial review of a final order. A request for standing shall be in writing, include a statement that the requester supports the proposed final order, and a statement of how the requester would be harmed if the proposed final order is modified. The fee required at the time of submitting this request is \$50.00. If a hearing is scheduled, an additional fee of \$150.00 must be submitted along with a request for intervention. Forms to request standing are available from the Department.

Your protest or request for standing must be received in the Water Resources Department no later than **January 8, 1999**.

After the protest period has ended, the Director will either issue a final order or schedule a contested case hearing. The contested case hearing will be scheduled only if a protest has been submitted and if

- upon review of the issues, the director finds that there are significant disputes related to the proposed use of water, or
- the applicant requests a contested case hearing within 30 days after the close of the protest period.

This document was prepared by Laura Snedaker. If you have any questions about any of the statements contained in this document I am most likely the best person to answer your questions. You can reach me toll free within Oregon at 1-800-624-3199 extension 331. Outside of Oregon you can dial 1-503-378-8455.

If you have questions about how to file a protest or if you have previously filed a protest and want to know the status, please contact Adam Sussman. His extension number is 262.

If you have other questions about the Department or any of its programs please contact our Water Rights Information Group at extension 499.

DRAFT

This is not a permit!!!

DRAFT

STATE OF OREGON

COUNTY OF MALHEUR

DRAFT PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS DRAFT PERMIT IS HEREBY ISSUED TO

OWYHEE IRRIGATION DISTRICT
17 SOUTH 1ST STREET
NYSSA, OREGON 97913

PHONE: (503) 372-3540

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

APPLICATION FILE NUMBER: S-71431

SOURCE OF WATER: OWYHEE RESERVOIR, CONSTRUCTED UNDER PERMIT R-599, ON THE OWYHEE RIVER

PURPOSE OR USE: IRRIGATION OF 1679.5 ACRES AND SUPPLEMENTAL IRRIGATION OF 74.4 ACRES

MAXIMUM RATE/VOLUME ALLOWED: 7015.6 ACRE-FEET PER YEAR

PERIOD OF USE: APRIL 1 TO OCTOBER 15

DATE OF PRIORITY: MARCH 25, 1991

POINT OF DIVERSION LOCATION: NW 1/4 SW 1/4, SECTION 21, T22S, R45E, W.M.; 264 FEET SOUTH AND 495 FEET EAST FROM WEST 1/4 CORNER, SECTION 22

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

THE PLACE OF USE IS LOCATED AS FOLLOWS:

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|--|----------------|---------------------|
| NW 1/4 SW 1/4 | 3.9 ACRES | |
| SW 1/4 SW 1/4 | 2.0 ACRES | |
| | SECTION 25 | |
| TOWNSHIP 15 SOUTH, RANGE 46 EAST, W.M. | | |
| NE 1/4 NE 1/4 | | 14.8 ACRES |
| | SECTION 31 | |
| TOWNSHIP 15 SOUTH, RANGE 47 EAST, W.M. | | |
| NE 1/4 SE 1/4 | 4.2 ACRES | |
| SE 1/4 SE 1/4 | 4.0 ACRES | |
| | SECTION 13 | |
| TOWNSHIP 16 SOUTH, RANGE 46 EAST, W.M. | | |

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|---------------|----------------|---------------------|
| NW 1/4 SE 1/4 | 4.2 ACRES | |
| | SECTION 7 | |
| NW 1/4 NW 1/4 | 18.3 ACRES | |
| SW 1/4 NW 1/4 | 36.3 ACRES | |
| NW 1/4 SW 1/4 | 11.1 ACRES | |
| | SECTION 14 | |
| SE 1/4 NE 1/4 | 30.4 ACRES | |
| NE 1/4 SE 1/4 | 2.4 ACRES | |
| | SECTION 15 | |
| NE 1/4 SE 1/4 | 15.5 ACRES | |
| SE 1/4 SE 1/4 | 11.7 ACRES | |
| | SECTION 17 | |
| SW 1/4 NE 1/4 | 0.7 ACRE | |
| SW 1/4 NW 1/4 | 5.4 ACRES | |
| SE 1/4 NW 1/4 | 1.2 ACRES | |
| NE 1/4 SW 1/4 | 0.6 ACRE | |
| NW 1/4 SW 1/4 | 28.0 ACRES | |
| SW 1/4 SW 1/4 | 0.9 ACRE | |
| | SECTION 18 | |
| NE 1/4 NE 1/4 | 0.1 ACRE | |
| NW 1/4 NE 1/4 | 6.0 ACRES | |
| SW 1/4 NE 1/4 | 24.1 ACRES | |
| SE 1/4 NE 1/4 | 14.9 ACRES | |
| NE 1/4 NW 1/4 | 9.5 ACRES | |
| NW 1/4 NW 1/4 | 0.5 ACRE | |
| SE 1/4 NW 1/4 | 5.7 ACRES | |
| NE 1/4 SW 1/4 | 2.5 ACRES | |
| NW 1/4 SW 1/4 | 6.7 ACRES | |
| | SECTION 20 | |
| NE 1/4 NW 1/4 | 5.6 ACRES | |
| NW 1/4 NW 1/4 | 5.3 ACRES | |
| SW 1/4 NW 1/4 | 3.3 ACRES | |
| SE 1/4 NW 1/4 | 1.7 ACRES | |
| NE 1/4 SW 1/4 | 1.0 ACRE | |
| SW 1/4 SW 1/4 | 2.3 ACRES | |
| SE 1/4 SW 1/4 | 2.5 ACRES | |
| NE 1/4 SE 1/4 | 5.4 ACRES | |
| SW 1/4 SE 1/4 | 8.4 ACRES | |
| SE 1/4 SE 1/4 | 0.9 ACRE | |
| | SECTION 21 | |
| SW 1/4 NW 1/4 | 3.5 ACRES | |
| NE 1/4 SW 1/4 | 2.7 ACRES | |
| SE 1/4 SW 1/4 | 0.6 ACRE | |
| SW 1/4 SE 1/4 | 2.8 ACRES | |
| | SECTION 22 | |
| NW 1/4 NE 1/4 | 1.7 ACRES | |
| | SECTION 27 | |

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|--|----------------|---------------------|
| NW 1/4 NE 1/4 | 1.6 ACRES | |
| SW 1/4 SW 1/4 | 1.6 ACRES | |
| | SECTION 28 | |
| NE 1/4 NE 1/4 | 2.1 ACRES | |
| SE 1/4 NE 1/4 | 0.5 ACRE | |
| | SECTION 29 | |
| NE 1/4 NW 1/4 | 27.8 ACRES | |
| NW 1/4 NW 1/4 | 38.0 ACRES | |
| SW 1/4 NW 1/4 | 39.3 ACRES | |
| SE 1/4 NW 1/4 | 21.9 ACRES | |
| NE 1/4 SW 1/4 | 9.5 ACRES | |
| SE 1/4 SE 1/4 | 11.5 ACRES | |
| | SECTION 32 | |
| SE 1/4 NW 1/4 | 2.0 ACRES | |
| SW 1/4 SW 1/4 | 19.0 ACRES | |
| NE 1/4 SE 1/4 | 6.2 ACRES | |
| NW 1/4 SE 1/4 | 5.4 ACRES | |
| | SECTION 33 | |
| SE 1/4 NE 1/4 | 5.1 ACRES | |
| NE 1/4 NW 1/4 | 9.3 ACRES | |
| NW 1/4 NW 1/4 | 0.6 ACRE | |
| SW 1/4 NW 1/4 | 2.1 ACRES | |
| SE 1/4 NW 1/4 | 2.7 ACRES | |
| SE 1/4 SW 1/4 | 6.8 ACRES | |
| NE 1/4 SE 1/4 | 4.6 ACRES | |
| | SECTION 34 | |
| TOWNSHIP 16 SOUTH, RANGE 47 EAST, W.M. | | |
| NE 1/4 SE 1/4 | 18.5 ACRES | |
| | SECTION 12 | |
| NE 1/4 SW 1/4 | 9.5 ACRES | |
| NW 1/4 SW 1/4 | 0.5 ACRE | |
| SW 1/4 SW 1/4 | 14.0 ACRES | |
| SW 1/4 SE 1/4 | 12.6 ACRES | |
| | SECTION 13 | |
| SE 1/4 SE 1/4 | 8.0 ACRES | |
| | SECTION 14 | |
| SW 1/4 NE 1/4 | 3.7 ACRES | |
| NW 1/4 SE 1/4 | 2.3 ACRES | |
| | SECTION 23 | |
| NW 1/4 NE 1/4 | 1.5 ACRES | |
| SW 1/4 NE 1/4 | 5.0 ACRES | |
| SW 1/4 NW 1/4 | 5.2 ACRES | |
| NE 1/4 SW 1/4 | 3.0 ACRES | |
| SE 1/4 SW 1/4 | 0.8 ACRE | |
| NE 1/4 SE 1/4 | 14.2 ACRES | |
| NW 1/4 SE 1/4 | 14.8 ACRES | |
| | SECTION 24 | |

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|--|----------------|---------------------|
| SW 1/4 NE 1/4 | 1.3 ACRES | |
| NE 1/4 NW 1/4 | 1.9 ACRES | |
| NW 1/4 NW 1/4 | 1.0 ACRE | |
| NW 1/4 SW 1/4 | 0.8 ACRE | |
| SW 1/4 SW 1/4 | 1.3 ACRES | |
| | SECTION 25 | |
| SE 1/4 SE 1/4 | 1.7 ACRES | |
| | SECTION 26 | |
| NE 1/4 NE 1/4 | 5.0 ACRES | |
| NE 1/4 SW 1/4 | 3.5 ACRES | |
| SW 1/4 SE 1/4 | 3.2 ACRES | |
| | SECTION 35 | |
| TOWNSHIP 17 SOUTH, RANGE 46 EAST, W.M. | | |
| NW 1/4 NE 1/4 | 2.5 ACRES | |
| NE 1/4 NW 1/4 | 20.5 ACRES | |
| SW 1/4 SW 1/4 | 3.0 ACRES | |
| SE 1/4 SW 1/4 | 12.3 ACRES | |
| | SECTION 3 | |
| NE 1/4 NW 1/4 | 2.6 ACRES | |
| | SECTION 4 | |
| NE 1/4 NE 1/4 | 0.8 ACRE | |
| SE 1/4 NE 1/4 | 7.5 ACRES | |
| SW 1/4 SW 1/4 | 3.7 ACRES | |
| | SECTION 5 | |
| NE 1/4 NE 1/4 | 15.9 ACRES | |
| NE 1/4 SW 1/4 | 3.4 ACRES | |
| NW 1/4 SW 1/4 | 18.1 ACRES | |
| NE 1/4 SE 1/4 | 0.8 ACRE | |
| NW 1/4 SE 1/4 | 3.1 ACRES | |
| SE 1/4 SE 1/4 | 1.3 ACRES | |
| | SECTION 7 | |
| NE 1/4 SW 1/4 | 1.3 ACRES | |
| NW 1/4 SW 1/4 | 5.4 ACRES | |
| SW 1/4 SW 1/4 | 0.8 ACRE | |
| | SECTION 8 | |
| SE 1/4 NE 1/4 | 1.7 ACRES | |
| | SECTION 9 | |
| NW 1/4 NW 1/4 | 0.9 ACRE | |
| | SECTION 17 | |
| NW 1/4 NW 1/4 | 10.1 ACRES | |
| SW 1/4 NW 1/4 | 1.5 ACRES | |
| | SECTION 18 | |
| SE 1/4 NW 1/4 | 3.0 ACRES | |
| NE 1/4 SW 1/4 | 1.0 ACRE | |
| | SECTION 19 | |
| SW 1/4 NW 1/4 | 10.6 ACRES | |
| NW 1/4 SW 1/4 | 0.6 ACRE | |
| | SECTION 20 | |

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|---------------|----------------------------|---------------------|
| NW 1/4 NW 1/4 | 2.0 ACRES | |
| | SECTION 21 | |
| NE 1/4 NE 1/4 | 17.5 ACRES | |
| SE 1/4 NE 1/4 | 2.5 ACRES | |
| SW 1/4 SW 1/4 | 5.0 ACRES | |
| | SECTION 30 | |
| NW 1/4 NW 1/4 | 23.4 ACRES | |
| SW 1/4 NW 1/4 | | 28.6 ACRES |
| | SECTION 32 | |
| TOWNSHIP 17 | SOUTH, RANGE 47 EAST, W.M. | |
| NE 1/4 NE 1/4 | 0.8 ACRE | |
| | SECTION 7 | |
| NE 1/4 NE 1/4 | 2.4 ACRES | |
| SW 1/4 NE 1/4 | 0.7 ACRE | |
| NE 1/4 SE 1/4 | 4.8 ACRES | |
| | SECTION 8 | |
| NE 1/4 SW 1/4 | 2.6 ACRES | |
| | SECTION 9 | |
| SW 1/4 SE 1/4 | 20.8 ACRES | |
| | SECTION 10 | |
| SW 1/4 SW 1/4 | 12.0 ACRES | |
| | SECTION 11 | |
| NW 1/4 SW 1/4 | 12.4 ACRES | |
| | SECTION 12 | |
| NW 1/4 NW 1/4 | 5.6 ACRES | |
| | SECTION 14 | |
| SE 1/4 NW 1/4 | 5.0 ACRES | |
| | SECTION 15 | |
| NE 1/4 NW 1/4 | 1.0 ACRE | |
| | SECTION 16 | |
| TOWNSHIP 18 | SOUTH, RANGE 45 EAST, W.M. | |
| SE 1/4 NW 1/4 | 4.4 ACRES | |
| | SECTION 2 | |
| NE 1/4 SW 1/4 | 1.8 ACRES | |
| NW 1/4 SW 1/4 | 0.1 ACRE | |
| | SECTION 6 | |
| NW 1/4 NE 1/4 | 36.7 ACRES | |
| | SECTION 10 | |
| SW 1/4 SW 1/4 | 7.0 ACRES | |
| SE 1/4 SW 1/4 | 10.0 ACRES | |
| | SECTION 24 | |
| NE 1/4 SW 1/4 | | 10.9 ACRES |
| NW 1/4 SW 1/4 | | 3.4 ACRES |
| | SECTION 26 | |
| NW 1/4 NW 1/4 | 6.0 ACRES | |
| SE 1/4 NW 1/4 | 1.9 ACRES | |
| | SECTION 27 | |

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|--|----------------|---------------------|
| NW 1/4 NE 1/4 | 0.7 ACRE | |
| NE 1/4 NW 1/4 | 5.1 ACRES | |
| NW 1/4 NW 1/4 | 1.5 ACRES | |
| | SECTION 28 | |
| NE 1/4 NE 1/4 | 5.7 ACRES | |
| SW 1/4 NE 1/4 | 14.5 ACRES | |
| SE 1/4 NE 1/4 | 3.2 ACRES | |
| NW 1/4 SW 1/4 | 2.7 ACRES | |
| NE 1/4 SE 1/4 | 3.4 ACRES | |
| | SECTION 29 | |
| SW 1/4 NE 1/4 | 8.7 ACRES | |
| SE 1/4 NE 1/4 | 8.5 ACRES | |
| NW 1/4 SE 1/4 | 1.3 ACRES | |
| | SECTION 30 | |
| NE 1/4 NE 1/4 | 14.0 ACRES | |
| NW 1/4 NE 1/4 | 1.8 ACRES | |
| SE 1/4 NE 1/4 | 4.1 ACRES | |
| NW 1/4 SE 1/4 | 2.4 ACRES | |
| | SECTION 32 | |
| NW 1/4 SW 1/4 | 12.9 ACRES | |
| | SECTION 33 | |
| NW 1/4 NE 1/4 | 3.4 ACRES | |
| NW 1/4 NW 1/4 | 3.9 ACRES | |
| | SECTION 34 | |
| NW 1/4 NW 1/4 | 8.3 ACRES | |
| SW 1/4 NW 1/4 | 22.3 ACRES | |
| SE 1/4 NW 1/4 | 11.5 ACRES | |
| NE 1/4 SW 1/4 | 4.6 ACRES | |
| | SECTION 35 | |
| TOWNSHIP 18 SOUTH, RANGE 46 EAST, W.M. | | |
| SE 1/4 SW 1/4 | 4.7 ACRES | |
| SW 1/4 SE 1/4 | 1.7 ACRES | |
| | SECTION 13 | |
| NE 1/4 SW 1/4 | 3.0 ACRES | |
| SE 1/4 SW 1/4 | 5.1 ACRES | |
| NE 1/4 SE 1/4 | 1.5 ACRES | |
| NW 1/4 SE 1/4 | 1.8 ACRES | |
| SW 1/4 SE 1/4 | 9.2 ACRES | |
| SE 1/4 SE 1/4 | 6.4 ACRES | |
| | SECTION 14 | |
| SE 1/4 SW 1/4 | 16.1 ACRES | |
| NW 1/4 SE 1/4 | 4.8 ACRES | |
| SW 1/4 SE 1/4 | 32.3 ACRES | |
| SE 1/4 SE 1/4 | 4.6 ACRES | |
| | SECTION 15 | |

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|--|----------------|---------------------|
| NE 1/4 NW 1/4 | 4.0 ACRES | |
| NW 1/4 NW 1/4 | 6.5 ACRES | |
| SE 1/4 SE 1/4 | 6.1 ACRES | |
| | SECTION 23 | |
| NE 1/4 NE 1/4 | 0.7 ACRE | |
| NW 1/4 NE 1/4 | 1.2 ACRE | |
| SW 1/4 NE 1/4 | 3.1 ACRES | |
| NE 1/4 SW 1/4 | 3.0 ACRES | |
| | SECTION 24 | |
| SW 1/4 NW 1/4 | 5.4 ACRES | |
| SW 1/4 SW 1/4 | 1.3 ACRES | |
| | SECTION 25 | |
| SE 1/4 NE 1/4 | 9.8 ACRES | |
| NW 1/4 SE 1/4 | 2.3 ACRES | |
| SW 1/4 SE 1/4 | 2.0 ACRES | |
| | SECTION 26 | |
| SE 1/4 SE 1/4 | 3.5 ACRES | |
| | SECTION 27 | |
| NE 1/4 SW 1/4 | 6.1 ACRES | |
| SW 1/4 SW 1/4 | 2.7 ACRES | |
| | SECTION 34 | |
| SE 1/4 NE 1/4 | 8.9 ACRES | |
| NE 1/4 SE 1/4 | 6.0 ACRES | |
| | SECTION 35 | |
| NE 1/4 NW 1/4 | 5.7 ACRES | |
| NE 1/4 SW 1/4 | 3.8 ACRES | |
| | SECTION 36 | |
| TOWNSHIP 19 SOUTH, RANGE 46 EAST, W.M. | | |
| SE 1/4 NE 1/4 | 0.3 ACRE | |
| NE 1/4 SE 1/4 | 12.4 ACRES | |
| NW 1/4 SE 1/4 | 0.6 ACRE | |
| | SECTION 9 | |
| NW 1/4 SW 1/4 | 1.7 ACRES | |
| | SECTION 10 | |
| NW 1/4 SE 1/4 | 2.3 ACRES | |
| SW 1/4 SE 1/4 | 6.8 ACRES | |
| | SECTION 11 | |
| NE 1/4 SW 1/4 | 13.4 ACRES | |
| NW 1/4 SW 1/4 | 4.6 ACRES | |
| SW 1/4 SW 1/4 | 1.1 ACRES | |
| SE 1/4 SW 1/4 | 13.9 ACRES | |
| SW 1/4 SE 1/4 | 22.4 ACRES | |
| | SECTION 12 | |
| NE 1/4 NE 1/4 | 1.0 ACRE | |
| SW 1/4 SW 1/4 | 1.1 ACRES | |
| NE 1/4 SE 1/4 | 2.5 ACRES | |
| SE 1/4 SE 1/4 | 17.1 ACRES | |
| | SECTION 13 | |

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|---------------|----------------------------|---------------------|
| SW 1/4 NE 1/4 | 0.2 ACRE | |
| NE 1/4 SW 1/4 | 0.8 ACRE | |
| NW 1/4 SE 1/4 | 2.5 ACRES | |
| | SECTION 23 | |
| NE 1/4 NW 1/4 | 1.4 ACRES | |
| NW 1/4 SW 1/4 | 0.2 ACRE | |
| SW 1/4 SW 1/4 | 1.8 ACRES | |
| | SECTION 36 | |
| TOWNSHIP 20 | SOUTH, RANGE 45 EAST, W.M. | |
| NW 1/4 NE 1/4 | 4.0 ACRES | |
| | SECTION 3 | |
| SE 1/4 NE 1/4 | 1.6 ACRES | |
| NE 1/4 SE 1/4 | 6.0 ACRES | |
| | SECTION 5 | |
| SW 1/4 NE 1/4 | 1.6 ACRES | |
| NW 1/4 SE 1/4 | 1.9 ACRES | |
| | SECTION 7 | |
| NW 1/4 SW 1/4 | 7.9 ACRES | |
| SW 1/4 SW 1/4 | 11.7 ACRES | |
| | SECTION 9 | |
| SE 1/4 SE 1/4 | 0.6 ACRE | |
| | SECTION 15 | |
| NE 1/4 NW 1/4 | 6.1 ACRES | |
| NW 1/4 NW 1/4 | 4.2 ACRES | |
| NE 1/4 SW 1/4 | 2.6 ACRES | |
| SW 1/4 SE 1/4 | 5.9 ACRES | |
| | SECTION 18 | |
| NE 1/4 NE 1/4 | 1.0 ACRE | |
| | SECTION 22 | |
| NW 1/4 NE 1/4 | 5.4 ACRES | |
| | SECTION 24 | |
| NW 1/4 SE 1/4 | 3.2 ACRES | |
| | SECTION 29 | |
| SE 1/4 SW 1/4 | 26.0 ACRES | |
| | SECTION 32 | |
| TOWNSHIP 20 | SOUTH, RANGE 46 EAST, W.M. | |
| NW 1/4 SW 1/4 | 19.7 ACRES | |
| SW 1/4 SW 1/4 | 11.8 ACRES | |
| | SECTION 2 | |
| NE 1/4 NW 1/4 | 7.6 ACRES | |
| NW 1/4 NW 1/4 | 9.3 ACRES | |
| SW 1/4 NW 1/4 | 13.4 ACRES | |
| NW 1/4 SW 1/4 | 5.0 ACRES | |
| | SECTION 11 | |
| NE 1/4 NE 1/4 | 2.1 ACRES | |
| SE 1/4 NE 1/4 | 2.0 ACRES | |
| SW 1/4 SW 1/4 | 8.3 ACRES | |
| | SECTION 12 | |

| | <u>PRIMARY</u> | <u>SUPPLEMENTAL</u> |
|---------------|----------------------------|---------------------|
| NW 1/4 NE 1/4 | 3.5 ACRES | |
| NE 1/4 NW 1/4 | 11.5 ACRES | |
| SE 1/4 NW 1/4 | 2.7 ACRES | |
| | SECTION 14 | |
| TOWNSHIP 21 | SOUTH, RANGE 45 EAST, W.M. | |
| NE 1/4 SE 1/4 | 8.0 ACRES | |
| | SECTION 2 | |
| SW 1/4 SW 1/4 | 5.3 ACRES | |
| SE 1/4 SW 1/4 | 1.2 ACRES | |
| | SECTION 6 | |
| NW 1/4 NW 1/4 | 1.2 ACRES | |
| NW 1/4 SE 1/4 | | 4.2 ACRES |
| SW 1/4 SE 2/4 | | 12.3 ACRES |
| SE 1/4 SE 1/4 | 5.8 ACRES | |
| | SECTION 7 | |
| SE 1/4 NE 1/4 | 2.2 ACRES | |
| NE 1/4 NW 1/4 | 0.6 ACRES | |
| | SECTION 11 | |
| NE 1/4 SW 1/4 | 11.3 ACRES | |
| NW 1/4 SW 1/4 | 1.2 ACRES | |
| NE 1/4 SE 1/4 | 1.5 ACRES | |
| NW 1/4 SE 1/4 | 7.4 ACRES | |
| SW 1/4 SE 1/4 | 1.5 ACRES | |
| SE 1/4 SE 1/4 | 4.0 ACRES | |
| | SECTION 12 | |
| NW 1/4 SE 1/4 | 8.4 ACRES | |
| | SECTION 14 | |
| NW 1/4 NE 1/4 | | 0.2 ACRE |
| SW 1/4 SW 1/4 | 6.7 ACRES | |
| SE 1/4 SW 1/4 | 3.7 ACRES | |
| | SECTION 18 | |
| NE 1/4 SW 1/4 | 23.8 ACRES | |
| NW 1/4 SW 1/4 | 5.0 ACRES | |
| | SECTION 22 | |
| TOWNSHIP 21 | SOUTH, RANGE 46 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.

This right is limited to any deficiency in the available supply of any prior right existing for the same land.

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 screens and by-pass devices are to be in place, functional and approved by an ODFW representative 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.

Actual construction work shall begin within one year from issuance of the final order approving the use. Complete application of the 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 _____, 199_

DRAFT - THIS IS **NOT** A PERMIT

Water Resources Department
Martha Pagel, Director

Mailing List for PFO Copies

Application #S-71431

PFO Date November 24, 1998

Original mailed to:

Applicant: OWYHEE IRRIGATION DISTRICT, 17 S 1ST ST, NYSSA, OREGON 97913

Copies sent to:

1. WRD - File # S-71431
2. WRD - Water Availability: Ken Stahr

PFO, Map, and Fact Sheet Copies sent to:

3. WRD - Watermaster # District 9
4. WRD - Regional Manager: ER
5. ODFW District Biologist: Southeast District
6. Dept of Agriculture - Steve Applegate
7. DEQ Headquarters - Russell Harding
8. Columbia Intertribal Fish Commission
9. US Fish & Wildlife Service
10. NW Power Planning Council
11. NMFS

Copies sent to Other Interested Persons (*CWRE, Agent, Well Driller, Commenter, etc.*)

12. Ruth Page, SRAO, 214 Broadway, Boise, ID 83702

13. _____

14. _____

15. _____

16. _____

"\$10 LETTER" sent to Interested Persons who have not protested or paid for copies

1. _____

2. _____

3. _____

| |
|---------------------|
| Copies Mailed |
| By: <u>HW</u> |
| (SUPPORT STAFF) |
| on: <u>11/24/98</u> |
| (DATE) |

Oregon

November 20, 1998

Water Rights Information Group
Water Resources Department
Commerce Building
158 12th Street NE
Salem, OR 97310



DEPARTMENT OF
FISH AND
WILDLIFE

Southeast Region

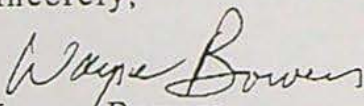
RE Water Right application S-71431:

Oregon Department of Fish and Wildlife has concerns with this application.

Owyhee Reservoir has several species of game fish. They include largemouth and smallmouth bass, black crappie, channel catfish, and trout.

The POD is at a location where fish can enter the canal system. We request that the permit be conditioned to require that fish protection devices be in place and inspected before water is diverted.

Sincerely,


Wayne Bowers
Southeast District Fish Biologist



PO Box 8
Hines, OR 97738
(541) 573-6582
FAX (541) 573-5306

11-20-98

LKS

Wayne Bowers - ODFW
re Owyhee ID S-71431

wants fish screens installed & inspected
before use begins

there are gamefish present at the POD

will fax comments to Dept. today.

OWYHEE IRRIGATION DISTRICT

17 SOUTH 1ST STREET
NYSSA, OREGON 97913

PHONE (503) 372-3540
AT & T FAX 503-372-2437



November 3, 1998

Laura K. Snedaker
Senior Water Rights Examiner
Oregon Water Resources Dept.
158 12th Street NE
Salem OR 97310

RE: Application File #S-71431

Dear Laura:

Enclosed is a revised map showing the correct scale and also a legal description to the point of diversion. The description is as close as I could determine using the information I have available.

If you have any problems, give me a call.

Very truly yours,

Karla Palmer
Clerk

RECEIVED

NOV 06 1998

WATER RESOURCES DEPT.
SALEM, OREGON

OWYHEE IRRIGATION DISTRICT

17 SOUTH 1ST STREET
NYSSA, OREGON 97913

PHONE (503) 372-3540
AT & T FAX 503-372-2437



September 23, 1998

RECEIVED

SEP 28 1998

**WATER RESOURCES DEPT.
SALEM, OREGON**

Laura K. Snedaker
Senior Water Rights Examiner
Water Resources Dept.
Commerce Building
158 12th Street NE
Salem, OR 97310-0210

RE: Application File #S-71431

Dear Laura:

The following is the status of the Certificates that were found to overlap those lands under this application.

- Certificate 57532 - HB-3111 will take care of any conflict when HB-3111 is signed
- Certificate 3510 - District application will be supplemental to this Certificate
- Certificate 8299 - District application will be supplemental to this Certificate
- Certificate 3224 - HB-3111 will take care of any conflict when signed
- Certificate 4817 - HB-3111 will cancel this Certificate
- Certificate 42029 - District application will be supplemental to this Certificate
- Certificate 757 - Certificate is being canceled. Cancellation paperwork is enclosed
- Certificate 48287 - District application will be supplemental to this Certificate
- Permit G-11075 - District application will be supplemental in the NE $\frac{1}{4}$ SW $\frac{1}{4}$

RECEIVED

SEP 28 1998

WATER RESOURCES DEPT.
SALEM, OREGON

I hope this will take care of the overlaps in the Certificates. think we need to wait until HB-3111 is signed to make sure the problem will be resolved? We can apply for an administration hold if you think it is necessary. Shad Hattan told me yesterday he was reviewing our HB-3111 to make sure everything is in order and will be sending it on to the commissioner as soon as next week.

Since we have added some of the acreage as supplemental and the maps do not reflect the supplemental status, will you need new maps or can you send the maps in question to me to hatchur?

Sincerely,

Julia Palmer

AFFIDAVIT FOR THE CANCELLATION OF AN ENTIRE WATER RIGHT CERTIFICATE

RECEIVED

SEP 28 1998

WATER RESOURCES DEPT. SALEM, OREGON

State of Oregon)
County of Malheur) ss

I/We, Dick E. DeHaven Josephine A. DeHaven residing at 219 Indianhead Rd Weiser, ID 83622, phone 208-549-0852, being first duly sworn depose and say:

- I/We are the legal owner(s) of the property described as tax lot number 1800, within the NE SE $\frac{1}{4}$ $\frac{1}{4}$, Section 13, Township 16 N/S, Range 46 E/W, of the Willamette Meridian, in Malheur County, Oregon, as shown on the attached map and described in the attached deed and legal description and made part of this affidavit;
- Water right certificate number 757 issued to Perry Hayden, with a date of priority of 9-24-10 for use of 1.12 cubic foot per second of water from Moore's Hollow Creek (sources) for the purpose of irrigation (uses) is appurtenant to my/our property; and
- I/We have abandoned any and all original given to Gary Ball on 10-8-98 right be canceled. id request that said

Dick DeHaven
Signature of Legal Owner

Original given to Gary Ball on 10-8-98
LKS

Josephine A. DeHaven
Signature of Co-Owner

9-16-98
Date

Subscribed and Sworn to Before Me this 16th day of SEPTEMBER, 1998.

[Signature]
Notary Public for Oregon TDH10
My Commission Expires 5-10-2002

PLEASE ATTACH MAP AND DEED WITH LEGAL DESCRIPTION

SEP 28 1998



KNOW ALL MEN BY THESE PRESENTS, That DICK E. DeHAVEN, Water Resources Dept. Salem, Oregon, granted grantor, for the consideration hereinafter stated, does hereby grant, bargain, sell and convey unto JOSEPHINE A. DeHAVEN

hereinafter called grantee, and unto grantee's heirs, successors and assigns all of that certain real property with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, situated in the County of Malheur, State of Oregon, described as follows, to-wit:

An undivided one-half interest, to be held in common with the grantor, with the right of survivorship, in the following described property: (creates an estate by entirety)

Land in Malheur County, Oregon, as follows:

- In Twp. 16 S., R. 46 E., W.M.:
 - Sec. 12: E 1/2 SE 1/4, SW 1/4 SE 1/4, SE 1/4 SW 1/4. # 06176-1600
 - Sec. 13: NE 1/4, S 1/2 NW 1/4, SW 1/4, S 1/2 SE 1/4, NE 1/4 SE 1/4. # 06177-1800
 - Sec. 14: S 1/2 S 1/2. # 06178-1900
 - Sec. 15: SW 1/4, SE 1/4 SE 1/4, W 1/2 SE 1/4. # 06180-2100
 - Sec. 16: SE 1/4, E 1/2 SW 1/4, SW 1/4 SW 1/4. # 06185-2900
 - Sec. 21: N 1/2, N 1/2 S 1/2. # 06186-3000
 - Sec. 22: ALL. # 06188-3201
 - Sec. 23: N 1/2, N 1/2 SE 1/4, SW 1/4 SE 1/4, SW 1/4. # 06188-3201
 - Sec. 24: N 1/2, N 1/2 S 1/2, SE 1/4 SE 1/4, SW 1/4 SE 1/4. # 06188-3201

- In Twp. 16 S., R. 47 E., W.M.:
 - Sec. 7: SW 1/4 SE 1/4. # 06206-3200-11
 - Sec. 18: NW 1/4 NE 1/4, E 1/2 NW 1/4, NW 1/4 SW 1/4, SE 1/4 SW 1/4. # 15137-3200-52
 - Sec. 19: Lots 1, 2, 3, 4, E 1/2 W 1/2. # 15138-3300-52

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

To Have and to Hold the same unto the said grantee and grantee's heirs, successors and assigns forever.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ Love & affection

However, the actual consideration consists of or includes other property or value given or promised which is the whole consideration (indicate which) (The sentence between the symbols (H), if not applicable, should be deleted. See ORS 93.030.)

In construing this deed and where the context so requires, the singular includes the plural and all grammatical changes shall be implied to make the provisions hereof apply equally to corporations and to individuals.

In Witness Whereof, the grantor has executed this instrument this 8th day of January, 1982; if a corporate grantor, it has caused its name to be signed and seal affixed by its officers, duly authorized thereto by order of its board of directors.

Dick E. DeHaven

(If executed by a corporation, affix corporate seal)

STATE OF OREGON, County of Malheur, January 8, 1982

STATE OF OREGON, County of Malheur, 1982

Personally appeared Dick E. DeHaven, who, being duly sworn, each for himself and not one for the other, did say that the former is the president and that the latter is the secretary of

Personally appeared the above named Dick E. DeHaven

and acknowledged the foregoing instrument as his voluntary act and deed, and that the seal affixed to the foregoing instrument is the corporate seal of said corporation and that said instrument was signed and sealed in behalf of said corporation by authority of its board of directors; and each of them acknowledged said instrument to be its voluntary act and deed.

Before me: Notary Public for Oregon My commission expires 6/12/83



(OFFICIAL SEAL)

Dick E. DeHaven 19 Indian Head Drive Weiser, ID 83672

Josephine A. DeHaven Same

After recording return to: Dick E. & Josephine A. DeHaven 19 Indian Head Drive Weiser, ID 83672

Until a change is requested all tax statements shall be sent to the following address: Same

STATE OF OREGON, County of MALHEUR

I certify that the within instrument was received for record on the 13 day of February, 1996, at 3:48 o'clock P.M., and recorded in book/reel/volume No. on page or as document/fee/file/instrument/microfilm No. 96-1066, Record of Deeds of said county.

Witness my hand and seal of County affixed.

DEBORAH B. DOLONG, Clerk By Deputy

96-1066 SPACE RESERVED FOR RECORDER'S USE

PFO CHECKLIST

Application #: 571431

Basin: Owyhee

WAB: _____

County Malheur Township _____ Range _____ Section _____ 1/4 1/4 _____

- 1. Is the file complete by the Minimum Requirements Checklist? Y/N
- 2. Shortcomings (items needed before a permit and/or FO can be issued) Y/N Done map, owner/leasehold, notice publication
- 3. Check file for indicators that the process **should not** continue until a later date (ie - protest, letter to file indicating hold, or other)

- 4. Groundwater Review **A B C D** River/Stream Name _____ Conditions _____
 - a. Groundwater Availability **A B C**
 - b. Is second groundwater review necessary? (comments) Y/N
 - c. Is HB 1033 review complete? Y/N

- N/A 5. If source is groundwater, is the well located in a groundwater limited area? (If applicable, include map with POD) Y/N
- 6. Is use from a B.O.R. project? Y/N Contract in file? Y/N Contract # _____
- 7. Is the use allowed by the Basin Program? Y/N Limited? Y/N
- 8. Water Availability Data OK / REDONE / NA (50% before July 17, 1992; 80% live flow & 50% storage after July 17, 1992) Stored Water Only
- 9. Is the source withdrawn or limited by statute or Department withdrawal order? Y/N
- 10. Is the Proposed Use located in or above a Scenic Waterway? Y/N Below Owyhee
- 11. Division 33: Above Bonn (after July 17, 1992) Y/N NA
Below Bonn (after April 8, 1994; June 3, 1994) Y/N NA Precludes
Statewide - (in shaded areas on T, E, and S Map - after June 3, 1994) Y/N NA

- 12. Does the IR identify the Proposed Source as being on the DEQ 303d List? Y/N If so, any comments received? Y/N
Does the IR identify the Proposed Use as being in a Dept of Ag. Water Quality Management Plan Area? Y/N
- 13. Have conflicts been identified, verified and/or addressed? Y/N Conflicts taken care of

- 14. Rate Yao Duty 4.0 Irrigation Season April 1 to Oct 15
- 15. Period of Allowed Use April 1 to Oct 15
- 16. Allowed Rate of Use ~~7015.06~~ acft
- 17. Is the use **Small** (≤ 0.1 cfs, ≤ 9.2 AF), **Medium** (> 0.1 or < 1.5 cfs, > 9.2 or < 100 AF) or **Large** (≥ 1.5 cfs, ≥ 100 AF)? Large

- 18. Conditions 3B
- 19. IR Public Notice Date 4-23-96 ~~1945.266 x 4.0 = 7792.806~~

- 21. Final Report Checklist
 - Documents used in determination are attached to this checklist and highlighted
 - Fill out PFO CC List (don't forget to check for other property owners)
 - a. Re-notify Water Availability? (Rate, Duty and Period of Allowed Use changes) Y/N
 - b. Check to make sure that the Watermaster Dist. listed on the CC list and the draft permit is correct
 - Spell Check
 - Check for Accuracy
 - Final PFO report hard copy check (format, margins, etc.)
 - Final PFO has been saved to m:\groups\wr\pfo\done\week#\application #

Name: LKS Date: 11-9-98

Owyhee Irrigation District: New Application

| Twn | Rng | Sec | TLot | Acres |
|-----|-----|-----|------|-------|
| 15 | 46 | 25 | 2800 | 5.9 |
| 15 | 47 | 31 | 5500 | 14.8 |
| 16 | 46 | 13 | 3200 | 8.2 |
| 16 | 47 | 7 | 3000 | 4.2 |
| 16 | 47 | 13 | 1000 | 40.4 |
| 16 | 47 | 14 | 700 | 61.9 |
| 16 | 47 | 14 | 701 | 69.2 |
| 16 | 47 | 14 | 2000 | 42 |
| 16 | 47 | 14 | 2700 | 65.7 |
| 16 | 47 | 15 | 2700 | 32.8 |
| 16 | 47 | 17 | 6700 | 15.5 |
| 16 | 47 | 17 | 6800 | 11.7 |
| 16 | 47 | 18 | 3200 | 36.8 |
| 16 | 47 | 20 | 100 | 38.4 |
| 16 | 47 | 20 | 200 | 20.6 |
| 16 | 47 | 20 | 500 | 11 |
| 16 | 47 | 21 | 900 | 15.9 |
| 16 | 47 | 21 | 1000 | 1 |
| 16 | 47 | 21 | 1100 | 4.8 |
| 16 | 47 | 21 | 1300 | 8.4 |
| 16 | 47 | 21 | 1400 | 6.3 |
| 16 | 47 | 22 | 500 | 3.5 |
| 16 | 47 | 22 | 700 | 3.3 |
| 16 | 47 | 22 | 1000 | 2.8 |
| 16 | 47 | 27 | 5500 | 1.7 |
| 16 | 47 | 28 | 1700 | 1.6 |
| 16 | 47 | 28 | 2100 | 1.6 |
| 16 | 47 | 29 | 600 | 2.6 |
| 16 | 47 | 32 | 3500 | 127 |
| 16 | 47 | 32 | 3600 | 9.5 |
| 16 | 47 | 32 | 3800 | 11.5 |
| 16 | 47 | 33 | 4200 | 2 |
| 16 | 47 | 33 | 4600 | 19 |
| 16 | 47 | 33 | 4700 | 11.6 |
| 16 | 47 | 34 | 6300 | 9.7 |
| 16 | 47 | 34 | 6700 | 12 |
| 16 | 47 | 34 | 6801 | 2.1 |
| 16 | 47 | 34 | 7202 | 6.8 |
| 17 | 46 | 12 | 3000 | 18.5 |
| 17 | 46 | 13 | 3300 | 22.6 |
| 17 | 46 | 13 | 3600 | 14 |
| 17 | 46 | 14 | 3600 | 8 |
| 17 | 46 | 23 | 800 | 6 |
| 17 | 46 | 24 | 1200 | 1.5 |
| 17 | 46 | 24 | 1400 | 8 |
| 17 | 46 | 24 | 1600 | 5.2 |
| 17 | 46 | 24 | 1900 | 0.8 |
| 17 | 46 | 24 | 2000 | 14.2 |
| 17 | 46 | 24 | 2100 | 14.8 |
| 17 | 46 | 25 | 2400 | 1.9 |
| 17 | 46 | 25 | 2500 | 1.3 |
| 17 | 46 | 25 | 2600 | 1 |
| 17 | 46 | 25 | 3000 | 0.8 |
| 17 | 46 | 25 | 3201 | 1.3 |
| 17 | 46 | 26 | 4600 | 1.7 |
| 17 | 46 | 35 | 4802 | 5 |
| 17 | 46 | 35 | 5200 | 3.5 |
| 17 | 46 | 35 | 5400 | 3.2 |
| 17 | 47 | 3 | 400 | 20.5 |
| 17 | 47 | 3 | 500 | 2.5 |

UTL on Map
 238.6 - UTL 11.1 ac

70

36.4 - UTL 3.8 ac

ok

ok

UTL 0.2 ac (found)

14%

Carla - Owyhee
 ID
 541-372-2595
 Home #
 only works
 Tuesdays & Wed

Owyhee Irrigation District: New Application

| Twn | Rng | Sec | TLot | Acres |
|-----|-----|-----|------|-------|
| 17 | 47 | 3 | 3000 | 15.3 |
| 17 | 47 | 4 | 300 | 2.6 |
| 17 | 47 | 5 | 700 | 0.8 |
| 17 | 47 | 5 | 800 | 3.5 |
| 17 | 47 | 5 | 901 | 4 |
| 17 | 47 | 5 | 1300 | 3.7 |
| 17 | 47 | 7 | 1700 | 15.9 |
| 17 | 47 | 7 | 2200 | 21.3 |
| 17 | 47 | 7 | 2400 | 2.1 |
| 17 | 47 | 8 | 2400 | 8.7 |
| 17 | 47 | 8 | 3000 | 1.3 |
| 17 | 47 | 9 | 3400 | 1.7 |
| 17 | 47 | 17 | 6700 | 0.9 |
| 17 | 47 | 18 | 8100 | 11.6 |
| 17 | 47 | 19 | 600 | 3 |
| 17 | 47 | 19 | 901 | 1 |
| 17 | 47 | 20 | 1400 | 10.6 |
| 17 | 47 | 20 | 1700 | 0.6 |
| 17 | 47 | 21 | 200 | 2 |
| 17 | 47 | 30 | 4600 | 20 |
| 17 | 47 | 30 | 5204 | 5 |
| 17 | 47 | 32 | 7100 | 23.4 |
| 17 | 47 | 32 | 7200 | 28.6 |
| 18 | 45 | 7 | 1902 | 0.8 |
| 18 | 45 | 8 | 300 | 2.4 |
| 18 | 45 | 8 | 3300 | 4.8 |
| 18 | 45 | 8 | 3501 | 0.7 |
| 18 | 45 | 9 | 4100 | 2.6 |
| 18 | 45 | 10 | 800 | 20.8 |
| 18 | 45 | 11 | 1000 | 12 |
| 18 | 45 | 12 | 1901 | 12.4 |
| 18 | 45 | 14 | 2401 | 5.6 |
| 18 | 45 | 15 | 3400 | 5 |
| 18 | 45 | 16 | 4800 | 1 |
| 18 | 46 | 2 | 1800 | 4.4 |
| 18 | 46 | 6 | 1000 | 1.8 |
| 18 | 46 | 6 | 1200 | 0.1 |
| 18 | 46 | 10 | 2200 | 36.7 |
| 18 | 46 | 26 | 6100 | 14.3 |
| 18 | 46 | 27 | 6900 | 1.9 |
| 18 | 46 | 27 | 7000 | 6 |
| 18 | 46 | 28 | 3000 | 0.7 |
| 18 | 46 | 28 | 3900 | 6.6 |
| 18 | 46 | 29 | 4000 | 5.7 |
| 18 | 46 | 29 | 4200 | 21.1 |
| 18 | 46 | 29 | 4600 | 2.7 |
| 18 | 46 | 30 | 5200 | 18.5 |
| 18 | 46 | 32 | 6300 | 2.4 |
| 18 | 46 | 32 | 6400 | 1.8 |
| 18 | 46 | 32 | 6500 | 18.1 |
| 18 | 46 | 33 | 7100 | 12.9 |
| 18 | 46 | 34 | 7200 | 3.9 |
| 18 | 46 | 34 | 7901 | 3.4 |
| 18 | 46 | 35 | 8100 | 15.7 |
| 18 | 46 | 35 | 8103 | 4.6 |
| 18 | 46 | 35 | 8205 | 27.6 |
| 19 | 46 | 13 | 3800 | 4.7 |
| 19 | 46 | 13 | 4600 | 1.7 |
| 19 | 46 | 14 | 4000 | 2.3 |
| 19 | 46 | 14 | 5000 | 4.8 |

Owyhee Irrigation District: New Application

| Twtn | Rng | Sec | TLot | Acres |
|------|-----|-----|------|-------|
| 19 | 46 | 14 | 5200 | 18.4 |
| 19 | 46 | 14 | 5400 | 1.5 |
| 19 | 46 | 15 | 2200 | 16.1 |
| 19 | 46 | 15 | 5600 | 41.7 |
| 19 | 46 | 23 | 200 | 6.5 |
| 19 | 46 | 23 | 1200 | 4 |
| 19 | 46 | 23 | 1700 | 1.6 |
| 19 | 46 | 23 | 1702 | 4.5 |
| 19 | 46 | 24 | 1800 | 5 |
| 19 | 46 | 24 | 1900 | 3 |
| 19 | 46 | 25 | 3001 | 5.4 |
| 19 | 46 | 25 | 3101 | 1.3 |
| 19 | 46 | 26 | 3001 | 9.8 |
| 19 | 46 | 26 | 3900 | 4.3 |
| 19 | 46 | 27 | 4801 | 3.5 |
| 19 | 46 | 34 | 5500 | 8.8 |
| 19 | 46 | 35 | 5701 | 14.9 |
| 19 | 46 | 36 | 6601 | 5.7 |
| 19 | 46 | 36 | 7000 | 3.8 |
| 20 | 45 | 9 | 200 | 13.3 |
| 20 | 45 | 10 | 200 | 1.7 |
| 20 | 45 | 11 | 600 | 9.1 |
| 20 | 45 | 12 | 700 | 33 |
| 20 | 45 | 12 | 800 | 22.4 |
| 20 | 45 | 13 | 800 | 1 |
| 20 | 45 | 13 | 900 | 19.6 |
| 20 | 45 | 13 | 1500 | 1.1 |
| 20 | 45 | 23 | 300 | 3.5 |
| 20 | 45 | 36 | 3500 | 1.4 |
| 20 | 45 | 36 | 3600 | 2 |
| 20 | 46 | 3 | 1300 | 4 |
| 20 | 46 | 5 | 903 | 5.6 |
| 20 | 46 | 7 | 1500 | 3.5 |
| 20 | 46 | 9 | 1900 | 19.6 |
| 20 | 46 | 15 | 6000 | 0.6 |
| 20 | 46 | 18 | 4200 | 10.3 |
| 20 | 46 | 18 | 4400 | 2.6 |
| 20 | 46 | 18 | 4601 | 5.9 |
| 20 | 46 | 22 | 100 | 1 |
| 20 | 46 | 24 | 2300 | 5.4 |
| 20 | 46 | 29 | 4901 | 3.2 |
| 20 | 46 | 32 | 8000 | 26 |
| 21 | 45 | 2 | 900 | 31.5 |
| 21 | 45 | 11 | 900 | 35.3 |
| 21 | 45 | 12 | 1400 | 8.3 |
| 21 | 45 | 12 | 1500 | 4.1 |
| 21 | 45 | 14 | 2700 | 17.7 |
| 21 | 46 | 2 | 2400 | 8 |
| 21 | 46 | 6 | 2800 | 0.4 |
| 21 | 46 | 6 | 2900 | 6.1 |
| 21 | 46 | 7 | 2900 | 1.2 |
| 21 | 46 | 7 | 3300 | 16.5 |
| 21 | 46 | 7 | 3800 | 5.8 |
| 21 | 46 | 11 | 4400 | 2.2 |
| 21 | 46 | 11 | 4600 | 0.6 |
| 21 | 46 | 12 | 6200 | 12.5 |
| 21 | 46 | 12 | 6500 | 14.4 |
| 21 | 46 | 14 | 7500 | 8.4 |
| 21 | 46 | 18 | 3300 | 0.2 |
| 21 | 46 | 18 | 5400 | 10.4 |

Owyhee Irrigation District: New Application

| Twn | Rng | Sec | TLot | Acres |
|-----|-----|-----|------|-------|
| 21 | 46 | 22 | 404 | 28.8 |

1948.2 Total

THE PLACE OF USE IS LOCATED AS FOLLOWS:

NW 1/4 SW 1/4 3.9 ACRES
 SW 1/4 SW 1/4 2.0 ACRES
 SECTION 25
 TOWNSHIP 15 SOUTH, RANGE 46 EAST, W.M.
 NE 1/4 NE 1/4 14.8 ACRES
 SECTION 31
 TOWNSHIP 15 SOUTH, RANGE 47 EAST, W.M.
 NE 1/4 SE 1/4 4.2 ACRES
 SE 1/4 SE 1/4 4.0 ACRES
 SECTION 13
 TOWNSHIP 16 SOUTH, RANGE 46 EAST, W.M.
 NW 1/4 SE 1/4 4.2 ACRES
 SECTION 7
40.3 ACRES

SECTION 13 (THE ACRES IN THIS SECTION NEED TO BE HATCHURED)

NE 1/4 NE 1/4 36.8 ACRES
 NW 1/4 NE 1/4 38.4 ACRES
 SW 1/4 NE 1/4 18.5 ACRES
 SE 1/4 NE 1/4 17.5 ACRES
 NE 1/4 NW 1/4 37.5 ACRES
 NW 1/4 NW 1/4 18.3 ACRES
 SW 1/4 NW 1/4 36.3 ACRES
 SE 1/4 NW 1/4 24.4 ACRES

NW 1/4 SW 1/4 11.1 ACRES (THESE ACRES NEED TO BE HATCHURED)

SECTION 14
 SE 1/4 NE 1/4 30.4 ACRES
 NE 1/4 SE 1/4 2.4 ACRES
 SECTION 15
 NE 1/4 SE 1/4 15.5 ACRES
 SE 1/4 SE 1/4 11.7 ACRES
 SECTION 17
 SW 1/4 NE 1/4 0.7 ACRE
 SW 1/4 NW 1/4 5.4 ACRES
 SE 1/4 NW 1/4 1.2 ACRES
 NE 1/4 SW 1/4 0.6 ACRE
 NW 1/4 SW 1/4 28.0 ACRES
 SW 1/4 SW 1/4 0.9 ACRE
 SECTION 18
 NE 1/4 NE 1/4 0.1 ACRE
 NW 1/4 NE 1/4 6.0 ACRES
 SW 1/4 NE 1/4 24.1 ACRES
 SE 1/4 NE 1/4 14.9 ACRES
 NE 1/4 NW 1/4 9.5 ACRES
 NW 1/4 NW 1/4 0.5 ACRE
 SE 1/4 NW 1/4 5.7 ACRES
 NE 1/4 SW 1/4 2.5 ACRES

NW 1/4 SW 1/4 6.7 ACRES
SECTION 20

NE 1/4 NW 1/4 5.6 ACRES (FIX ON MAP)

NW 1/4 NW 1/4 5.3 ACRES

SW 1/4 NW 1/4 3.3 ACRES (NEED TO ADD TO MAP)

SE 1/4 NW 1/4 1.7 ACRES

NE 1/4 SW 1/4 1.0 ACRE

SW 1/4 SW 1/4 2.3 ACRES

SE 1/4 SW 1/4 2.5 ACRES

NE 1/4 SE 1/4 5.4 ACRES

SW 1/4 SE 1/4 8.4 ACRES

SE 1/4 SE 1/4 0.9 ACRE

SECTION 21

SW 1/4 NW 1/4 3.5 ACRES

NE 1/4 SW 1/4 2.7 ACRES

SE 1/4 SW 1/4 0.6 ACRE

SW 1/4 SE 1/4 2.8 ACRES

SECTION 22

NW 1/4 SE 1/4 1.7 ACRES

SECTION 27

NW 1/4 NE 1/4 1.6 ACRES

NE 1/4 NW 1/4 (ARE THERE ACRES IN THIS QUARTER QUARTER)

SW 1/4 SW 1/4 1.6 ACRES

SECTION 28

NE 1/4 NE 1/4 2.1 ACRES

SE 1/4 NE 1/4 0.5 ACRE

SECTION 29

NE 1/4 NW 1/4 27.8 ACRES

NW 1/4 NW 1/4 38.0 ACRES

SW 1/4 NW 1/4 39.3 ACRES

SE 1/4 NW 1/4 21.9 ACRES

NE 1/4 SW 1/4 9.5 ACRES

SE 1/4 SE 1/4 11.5 ACRES

SECTION 32

SE 1/4 NW 1/4 2.0 ACRES

SW 1/4 SW 1/4 19.0 ACRES

NE 1/4 SE 1/4 6.2 ACRES

NW 1/4 SE 1/4 5.4 ACRES

SECTION 33

SE 1/4 NE 1/4 5.1 ACRES

NE 1/4 NW 1/4 9.3 ACRES

SW 1/4 NW 1/4 2.1 ACRES

SE 1/4 NW 1/4 2.7 ACRES

SE 1/4 SW 1/4 6.8 ACRES

NE 1/4 SE 1/4 4.6 ACRES

SECTION 34

TOWNSHIP 16 SOUTH, RANGE 47 EAST, W.M.

NE 1/4 SE 1/4 18.5 ACRES
SECTION 12

NE 1/4 SW 1/4 10.0 ACRES
NW 1/4 SW 1/4 (FIX ON MAP)
SW 1/4 SW 1/4 14.0 ACRES
SW 1/4 SE 1/4 12.6 ACRES

SECTION 13 (IS THE ACRE DISTRIBUTION CORRECT IN THIS SECTION)

SE 1/4 SE 1/4 8.0 ACRES
SECTION 14

SW 1/4 NE 1/4 3.7 ACRES
NW 1/4 SE 1/4 2.3 ACRES

SECTION 23
NW 1/4 NE 1/4 1.5 ACRES
SW 1/4 NE 1/4 5.0 ACRES
SW 1/4 NW 1/4 5.2 ACRES
NE 1/4 SW 1/4 3.0 ACRES
SE 1/4 SW 1/4 0.8 ACRE

NE 1/4 SE 1/4 14.2 ACRES
NW 1/4 SE 1/4 14.8 ACRES
SECTION 24

SW 1/4 NE 1/4 1.3 ACRES
NE 1/4 NW 1/4 1.9 ACRES
NW 1/4 NW 1/4 1.0 ACRE
NW 1/4 SW 1/4 0.8 ACRE
SW 1/4 SW 1/4 1.3 ACRES

SECTION 25
SE 1/4 SE 1/4 1.7 ACRES

SECTION 26
NE 1/4 NE 1/4 5.0 ACRES
NE 1/4 SW 1/4 3.5 ACRES
SW 1/4 SE 1/4 3.2 ACRES

SECTION 35

TOWNSHIP 17 SOUTH, RANGE 46 EAST, W.M.

NW 1/4 NE 1/4 2.5 ACRES
NE 1/4 NW 1/4 20.5 ACRES
SW 1/4 SW 1/4 3.0 ACRES
SE 1/4 SW 1/4 12.3 ACRES

SECTION 3

NE 1/4 NW 1/4 2.6 ACRES
SECTION 4

NE 1/4 NE 1/4 0.8 ACRE
SE 1/4 NE 1/4 7.5 ACRES
SW 1/4 SW 1/4 3.7 ACRES

SECTION 5

NE 1/4 NE 1/4 15.9 ACRES
NE 1/4 SW 1/4 3.4 ACRES
NW 1/4 SW 1/4 18.1 ACRES
NE 1/4 SE 1/4 0.8 ACRE

NW 1/4 SE 1/4 3.1 ACRES
SE 1/4 SE 1/4 1.3 ACRES
SECTION 7
NE 1/4 SW 1/4 1.3 ACRES
NW 1/4 SW 1/4 5.4 ACRES
SW 1/4 SW 1/4 0.8 ACRE
SECTION 8
SE 1/4 NE 1/4 1.7 ACRES
SECTION 9
NW 1/4 NW 1/4 0.9 ACRE
SECTION 17
NW 1/4 NW 1/4 10.1 ACRES
SW 1/4 NW 1/4 1.5 ACRES
SECTION 18
SE 1/4 NW 1/4 3.0 ACRES
NE 1/4 SW 1/4 1.0 ACRE
SECTION 19
SW 1/4 NW 1/4 10.6 ACRES
NW 1/4 SW 1/4 0.6 ACRE
SECTION 20
NW 1/4 NW 1/4 2.0 ACRES
SECTION 21
NE 1/4 NE 1/4 17.4 ACRES
SE 1/4 NE 1/4 2.5 ACRES
SW 1/4 SW 1/4 5.0 ACRES
SECTION 30
NW 1/4 NW 1/4 23.4 ACRES
SW 1/4 NW 1/4 28.6 ACRES
SECTION 32
TOWNSHIP 17 SOUTH, RANGE 47 EAST, W.M.
NE 1/4 NE 1/4 0.8 ACRE
SECTION 7
NE 1/4 NE 1/4 2.4 ACRES
SW 1/4 NE 1/4 0.7 ACRE
NE 1/4 SE 1/4 4.8 ACRES
SECTION 8
NE 1/4 SW 1/4 2.6 ACRES
SECTION 9
SW 1/4 SE 1/4 20.8 ACRES
SECTION 10
SW 1/4 SW 1/4 12.0 ACRES
SECTION 11
NW 1/4 SW 1/4 12.4 ACRES
SECTION 12
NW 1/4 NW 1/4 5.6 ACRES
SECTION 14
SE 1/4 NW 1/4 5.0 ACRES
SECTION 15

NE 1/4 NW 1/4 1.0 ACRE
SECTION 16
TOWNSHIP 18 SOUTH, RANGE 45 EAST, W.M.
SE 1/4 NW 1/4 4.4 ACRES
SECTION 2
NE 1/4 SW 1/4 1.8 ACRES
NW 1/4 SW 1/4 0.1 ACRE
SECTION 6
NW 1/4 NE 1/4 36.7 ACRES
SECTION 10
SW 1/4 SW 1/4 7.0 ACRES
SE 1/4 SW 1/4 10.0 ACRES
SECTION 24
NE 1/4 SW 1/4 10.9 ACRES
NW 1/4 SW 1/4 3.4 ACRES
SECTION 26
NW 1/4 NW 1/4 6.0 ACRES
SE 1/4 NW 1/4 1.9 ACRES
SECTION 27
NW 1/4 NE 1/4 0.7 ACRE
NE 1/4 NW 1/4 5.1 ACRES
NW 1/4 NW 1/4 1.5 ACRES
SECTION 28
NE 1/4 NE 1/4 5.7 ACRES
SW 1/4 NE 1/4 14.5 ACRES
SE 1/4 NE 1/4 3.2 ACRES
NW 1/4 SW 1/4 2.7 ACRES
NE 1/4 SE 1/4 3.4 ACRES
SECTION 29
SW 1/4 NE 1/4 8.7 ACRES
SE 1/4 NE 1/4 8.5 ACRES
NW 1/4 SE 1/4 1.3 ACRE (NEEDS TO BE ADDED TO MAP)
SECTION 30
NE 1/4 NE 1/4 14.0 ACRES
NW 1/4 NE 1/4 1.8 ACRES
SE 1/4 NE 1/4 4.1 ACRES
NW 1/4 SE 1/4 2.4 ACRES
SECTION 32
NW 1/4 SW 1/4 12.9 ACRES
SECTION 33
NW 1/4 NE 1/4 3.4 ACRES
NW 1/4 NW 1/4 3.9 ACRES
SECTION 34
NW 1/4 NW 1/4 8.3 ACRES
SW 1/4 NW 1/4 23.5 ACRES

SE 1/4 NW 1/4 11.5 ACRES
 NE 1/4 SW 1/4 4.6 ACRES
 SECTION 35
 TOWNSHIP 18 SOUTH, RANGE 46 EAST, W.M.
 SE 1/4 SW 1/4 4.7 ACRES
 SW 1/4 SE 1/4 1.7 ACRES
 SECTION 13
 NE 1/4 SW 1/4 3.0 ACRES
 SE 1/4 SW 1/4 5.1 ACRES
 NE 1/4 SE 1/4 1.5 ACRES
 NW 1/4 SE 1/4 1.8 ACRES
 SW 1/4 SE 1/4 9.2 ACRES
 SE 1/4 SE 1/4 6.4 ACRES
 SECTION 14
 SE 1/4 SW 1/4 16.1 ACRES
 NW 1/4 SE 1/4 4.8 ACRES
 SW 1/4 SE 1/4 32.3 ACRES
 SE 1/4 SE 1/4 4.6 ACRES
 SECTION 15
 NE 1/4 NW 1/4 4.0 ACRES
 NW 1/4 NW 1/4 6.5 ACRES
 SE 1/4 SE 1/4 6.1 ACRES
 SECTION 23
NE 1/4 NE 1/4 0.7 ACRE (NEEDS TO BE ADDED TO MAP)
NW 1/4 NE 1/4 1.2 ACRE (NEEDS TO BE ADDED TO MAP)
 SW 1/4 NE 1/4 3.1 ACRES
 NE 1/4 SW 1/4 3.0 ACRES
 SECTION 24
 SW 1/4 NW 1/4 5.4 ACRES
 SW 1/4 SW 1/4 1.3 ACRES
 SECTION 25
 SE 1/4 NE 1/4 9.8 ACRES
 NW 1/4 SE 1/4 2.3 ACRES
 SW 1/4 SE 1/4 2.0 ACRES
 SECTION 26
 SE 1/4 SE 1/4 3.5 ACRES
 SECTION 27
 NE 1/4 SW 1/4 6.1 ACRES
 SW 1/4 SW 1/4 2.7 ACRES
 SECTION 34
 SE 1/4 NE 1/4 8.9 ACRES
 NE 1/4 SE 1/4 6.0 ACRES
 SECTION 35
 NE 1/4 NW 1/4 5.7 ACRES
 NE 1/4 SW 1/4 3.8 ACRES
 SECTION 36
 TOWNSHIP 19 SOUTH, RANGE 46 EAST, W.M.

SE 1/4 NE 1/4 0.3 ACRE
NE 1/4 SE 1/4 12.4 ACRES
NW 1/4 SE 1/4 0.6 ACRES
SECTION 9
NW 1/4 SW 1/4 1.7 ACRES
SECTION 10
NW 1/4 SE 1/4 2.3 ACRES
SW 1/4 SE 1/4 6.8 ACRES
SECTION 11
NE 1/4 SW 1/4 13.4 ACRES
NW 1/4 SW 1/4 4.6 ACRES
SW 1/4 SW 1/4 1.1 ACRES
SE 1/4 SW 1/4 13.9 ACRES
SW 1/4 SE 1/4 22.4 ACRES
SECTION 12
NE 1/4 NE 1/4 1.0 ACRE
SW 1/4 SW 1/4 1.1 ACRES
NE 1/4 SE 1/4 2.5 ACRES
SE 1/4 SE 1/4 17.1 ACRES
SECTION 13

SW 1/4 NE 1/4 (ARE THERE ANY ACRES IN THIS QUARTER QUARTER)

NE 1/4 SW 1/4 0.8 ACRE
NW 1/4 SE 1/4 2.7 ACRES
SECTION 23
NE 1/4 NW 1/4 1.7 ACRES
SW 1/4 SW 1/4 2.0 ACRES
SECTION 36

TOWNSHIP 20 SOUTH, RANGE 45 EAST, W.M.

NW 1/4 NE 1/4 4.0 ACRES
SECTION 3
SE 1/4 NE 1/4 1.6 ACRES
NE 1/4 SE 1/4 4.0 ACRES
SECTION 5
SW 1/4 NE 1/4 1.6 ACRES
NW 1/4 SE 1/4 1.9 ACRES
SECTION 7
NW 1/4 SW 1/4 7.9 ACRES
SW 1/4 SW 1/4 11.7 ACRES
SECTION 9
SE 1/4 SE 1/4 0.6 ACRE
SECTION 15
NE 1/4 NW 1/4 6.1 ACRES
NW 1/4 NW 1/4 4.2 ACRES

NE 1/4 SW 1/4 2.6 ACRES (NEEDS TO BE ADDED TO MAP)

SW 1/4 SE 1/4 5.9 ACRES
SECTION 18
NE 1/4 NE 1/4 1.0 ACRE
SECTION 22

NW 1/4 NE 1/4 5.4 ACRES
SECTION 24

NW 1/4 SE 1/4 3.2 ACRES
SECTION 29

SE 1/4 SW 1/4 26.0 ACRES
SECTION 32

TOWNSHIP 20 SOUTH, RANGE 46 EAST, W.M.

NW 1/4 SW 1/4 19.7 ACRES
SW 1/4 SW 1/4 11.8 ACRES
SECTION 2

NE 1/4 NW 1/4 7.6 ACRES
NW 1/4 NW 1/4 9.3 ACRES
SW 1/4 NW 1/4 13.4 ACRES
NW 1/4 SW 1/4 5.0 ACRES
SECTION 11

NE 1/4 NE 1/4 2.1 ACRES
SE 1/4 NE 1/4 2.0 ACRES
SW 1/4 SW 1/4 8.3 ACRES
SECTION 12

NW 1/4 NE 1/4 3.5 ACRES
NE 1/4 NW 1/4 11.5 ACRES
SE 1/4 NW 1/4 2.7 ACRES
SECTION 14

TOWNSHIP 21 SOUTH, RANGE 45 EAST, W.M.

NE 1/4 SE 1/4 8.0 ACRES
SECTION 2

SW 1/4 SW 1/4 5.3 ACRES
SE 1/4 SW 1/4 1.2 ACRES
SECTION 6

NW 1/4 NW 1/4 1.2 ACRES
SW 1/4 SW 1/4 32.0 ACRES (NEEDS TO BE ADDED TO MAP)

NW 1/4 SE 1/4 4.2 ACRES
SW 1/4 SE 2/4 12.3 ACRES
SE 1/4 SE 1/4 5.8 ACRES
SECTION 7

SE 1/4 NE 1/4 2.2 ACRES
NE 1/4 NW 1/4 0.6 ACRES
SECTION 11

NE 1/4 SW 1/4 11.3 ACRES
NW 1/4 SW 1/4 1.2 ACRES
NE 1/4 SE 1/4 1.5 ACRES
NW 1/4 SE 1/4 7.4 ACRES
SW 1/4 SE 1/4 1.5 ACRES
SE 1/4 SE 1/4 4.0 ACRES
SECTION 12

NW 1/4 SE 1/4 8.4 ACRES
SECTION 14

NW 1/4 NE 1/4 0.2 ACRE

SW 1/4 SW 1/4 6.7 ACRES

SE 1/4 SW 1/4 3.7 ACRES

SECTION 18

NE 1/4 SW 1/4 23.8 ACRES

NW 1/4 SW 1/4 5.0 ACRES

SECTION 22

TOWNSHIP 21 SOUTH, RANGE 46 EAST, W.M.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

NW
NE 1/4 SW 1/4 3.9 ACRES } OK
SE
SE 1/4 SW 1/4 2.0 ACRES } OK
SECTION 25
TOWNSHIP 15 SOUTH, RANGE 46 EAST, W.M.
NE 1/4 NE 1/4 14.8 ACRES } OK
SECTION 31
TOWNSHIP 15 SOUTH, RANGE 47 EAST, W.M.
NE 1/4 SE 1/4 4.2 ACRES } OK
SE 1/4 SE 1/4 4.0 ACRES } OK
SECTION 13
TOWNSHIP 16 SOUTH, RANGE 46 EAST, W.M.
NW 1/4 SE 1/4 4.2 ACRES } OK
SECTION 7
NE 1/4 NE 1/4 36.8 ACRES } *need to include*
NW 1/4 NE 1/4 38.4 ACRES } *40.3 ac in Sec 13*
SW 1/4 NE 1/4 18.5 ACRES } *T16S R47E*
SE 1/4 NE 1/4 17.5 ACRES }
NE 1/4 NW 1/4 37.5 ACRES }
NW 1/4 NW 1/4 18.3 ACRES }
SW 1/4 NW 1/4 36.3 ACRES }
SE 1/4 NW 1/4 24.4 ACRES }
NW 1/4 SW 1/4 11.1 ACRES (?) } *yes need to include*
SECTION 14 } *these 11.1 ac*
SE 1/4 NE 1/4 30.4 ACRES } OK
NE 1/4 SE 1/4 2.4 ACRES } OK
SECTION 15
NE 1/4 SE 1/4 15.5 ACRES } OK
SE 1/4 SE 1/4 11.7 ACRES } OK
SECTION 17
SW 1/4 NE 1/4 0.7 ACRE }
SW 1/4 NW 1/4 5.4 ACRES } OK
SE 1/4 NW 1/4 1.2 ACRES }
NE 1/4 SW 1/4 0.6 ACRE }
NW 1/4 SW 1/4 28.0 ACRES }
SW 1/4 SW 1/4 0.9 ACRE }
SECTION 18
NE 1/4 NE 1/4 0.1 ACRE }
NW 1/4 NE 1/4 6.0 ACRES }
SW 1/4 NE 1/4 24.1 ACRES }
SE 1/4 NE 1/4 14.9 ACRES } OK } *438.7 ac*
NE 1/4 NW 1/4 9.5 ACRES }
NW 1/4 NW 1/4 0.5 ACRE }
SE 1/4 NW 1/4 5.7 ACRES }
NE 1/4 SW 1/4 2.5 ACRES }
NW 1/4 SW 1/4 6.7 ACRES }
SECTION 20

* { NE 1/4 NW 1/4 5.1 ACRES } need to add 0.5 ac
 NW 1/4 NW 1/4 5.3 ACRES } to this 1/4 1/4
 SE 1/4 NW 1/4 1.7 ACRES } SW NW - add 3.3 ac
 NE 1/4 SW 1/4 1.0 ACRE
 SW 1/4 SW 1/4 2.3 ACRES
 SE 1/4 SW 1/4 2.5 ACRES
 NE 1/4 SE 1/4 5.4 ACRES
 SW 1/4 SE 1/4 8.4 ACRES
 SE 1/4 SE 1/4 0.9 ACRE

SECTION 21 ✓

SW 1/4 NW 1/4 3.5 ACRES }
 NE 1/4 SW 1/4 2.7 ACRES } OK
 SE 1/4 SW 1/4 0.6 ACRE }
 SW 1/4 SE 1/4 2.8 ACRES }

SECTION 22 ✓

NW 1/4 SE 1/4 1.7 ACRES } OK

SECTION 27 ✓

* { NW 1/4 NE 1/4 1.6 ACRES }
 NE 1/4 NW 1/4 (?) } ?
 SW 1/4 SW 1/4 1.6 ACRES }

SECTION 28 ✓

NE 1/4 NE 1/4 2.1 ACRES } OK
 SE 1/4 NE 1/4 0.2 ACRE }

SECTION 29 ✓

NE 1/4 NW 1/4 27.8 ACRES }
 NW 1/4 NW 1/4 38.0 ACRES } 148 OK
 SW 1/4 NW 1/4 39.3 ACRES }
 SE 1/4 NW 1/4 21.9 ACRES }
 NE 1/4 SW 1/4 9.5 ACRES }
 SE 1/4 SE 1/4 11.5 ACRES }

SECTION 32

SE 1/4 NW 1/4 2.0 ACRES }
 SW 1/4 SW 1/4 19.0 ACRES } OK
 NE 1/4 SE 1/4 6.2 ACRES }
 NW 1/4 SE 1/4 5.4 ACRES }

SECTION 33

SE 1/4 NE 1/4 5.1 ACRES }
 NE 1/4 NW 1/4 9.3 ACRES }
 SW 1/4 NW 1/4 2.1 ACRES } OK
 SE 1/4 NW 1/4 2.7 ACRES }
 SE 1/4 SW 1/4 6.8 ACRES }
 NE 1/4 SE 1/4 4.6 ACRES }

SECTION 34

TOWNSHIP 16 SOUTH, RANGE 47 EAST, W.M.
 NE 1/4 SE 1/4 18.5 ACRES } OK
 SECTION 12

NE 1/4 SW 1/4 10.0 ACRES
 NW 1/4 SW 1/4 (?) # of ac. ok
 SW 1/4 SW 1/4 14.0 ACRES
 SW 1/4 SE 1/4 12.6 ACRES
 SECTION 13
 SE 1/4 SE 1/4 8.0 ACRES ok
 SECTION 14
 SW 1/4 NE 1/4 3.7 ACRES ok
 NW 1/4 SE 1/4 2.3 ACRES ok
 SECTION 23
 NW 1/4 NE 1/4 1.5 ACRES
 SW 1/4 NE 1/4 5.0 ACRES
 SW 1/4 NW 1/4 5.2 ACRES
 NE 1/4 SW 1/4 3.0 ACRES
 SE 1/4 SW 1/4 0.8 ACRE ok
 NE 1/4 SE 1/4 14.2 ACRES
 NW 1/4 SE 1/4 14.8 ACRES
 SECTION 24
 SW 1/4 NE 1/4 1.3 ACRES
 NE 1/4 NW 1/4 1.9 ACRES ok
 NW 1/4 NW 1/4 1.0 ACRE
 NW 1/4 SW 1/4 0.8 ACRE
 SW 1/4 SW 1/4 1.3 ACRES ok
 SECTION 25
 SE 1/4 SE 1/4 1.7 ACRES ok
 SECTION 26
 NE 1/4 NE 1/4 5.0 ACRES ok
 NE 1/4 SW 1/4 3.5 ACRES ok
 SW 1/4 SE 1/4 3.2 ACRES ok
 SECTION 35
 TOWNSHIP 17 SOUTH, RANGE 46 EAST, W.M.
 NW 1/4 NE 1/4 2.5 ACRES ok
 NE 1/4 NW 1/4 20.5 ACRES ok
 SW 1/4 SW 1/4 3.0 ACRES ok
 SE 1/4 SW 1/4 12.3 ACRES ok
 SECTION 3
 NE 1/4 NW 1/4 2.6 ACRES ok
 SECTION 4
 SE 1/4 NE 1/4 7.5 ACRES ok
 SW 1/4 SW 1/4 3.7 ACRES ok
 SECTION 5
 NE 1/4 NE 1/4 15.9 ACRES ok
 NE 1/4 SW 1/4 3.4 ACRES ok
 NW 1/4 SW 1/4 18.1 ACRES ok
 NE 1/4 SE 1/4 0.8 ACRE ok
 NW 1/4 SE 1/4 3.1 ACRES ok
 SE 1/4 SE 1/4 1.3 ACRES ok
 SECTION 7

missed 0.8 ac in NENE
OK fixed 209.5 ac

NE 1/4 SW 1/4 1.3 ACRES

NW 1/4 SW 1/4 5.4 ACRES

SW 1/4 SW 1/4 0.8 ACRE

SECTION 8

SE 1/4 NE 1/4 1.7 ACRES

SECTION 9

NW 1/4 NW 1/4 10.1 ACRES

SW 1/4 NW 1/4 1.5 ACRES

SECTION 18

SE 1/4 NW 1/4 3.0 ACRES

NE 1/4 SW 1/4 1.0 ACRE

SECTION 19

SW 1/4 NW 1/4 10.6 ACRES

NW 1/4 SW 1/4 0.6 ACRE

SECTION 20

NW 1/4 NW 1/4 2.0 ACRES

SECTION 21

NE 1/4 NE 1/4 17.4 ACRES

SE 1/4 NE 1/4 2.5 ACRES

SW 1/4 SW 1/4 5.0 ACRES

SECTION 30

NW 1/4 NW 1/4 23.4 ACRES

SW 1/4 NW 1/4 28.6 ACRES

SECTION 32

TOWNSHIP 17 SOUTH, RANGE 47 EAST, W.M.

NE 1/4 NE 1/4 2.4 ACRES

SW 1/4 NE 1/4 0.7 ACRE

NE 1/4 SE 1/4 4.8 ACRES

SECTION 8

NE 1/4 SW 1/4 2.6 ACRES

SECTION 9

SW 1/4 SE 1/4 20.8 ACRES

SECTION 10

SW 1/4 SW 1/4 12.0 ACRES

SECTION 11

NW 1/4 SW 1/4 12.4 ACRES

SECTION 12

NW 1/4 NW 1/4 5.6 ACRES

SECTION 14

SE 1/4 NW 1/4 5.0 ACRES

SECTION 15

NE 1/4 NW 1/4 1.0 ACRE

SECTION 16

TOWNSHIP 18 SOUTH, RANGE 45 EAST, W.M.

SE 1/4 NW 1/4 4.4 ACRES

SECTION 2

NE 1/4 SW 1/4 1.8 ACRES

NW 1/4 SW 1/4 0.1 ACRE

SECTION 6

OK

OK

missed 0.9 ac in Sec 17
OK fixed

OK

OK

OK

OK

OK

missed 0.8 ac Sec 7
OK fixed OK

OK

OK

OK

OK

OK

OK

OK

OK

OK

186.5 ac

NW 1/4 NE 1/4 36.7 ACRES } OK
SECTION 10

SW 1/4 SW 1/4 7.0 ACRES } OK
SE 1/4 SW 1/4 10.0 ACRES }
SECTION 24

NE 1/4 SW 1/4 10.9 ACRES } OK
NW 1/4 SW 1/4 3.4 ACRES }
SECTION 26

NW 1/4 NW 1/4 6.0 ACRES } OK
SE 1/4 NW 1/4 1.9 ACRES }
SECTION 27

NW 1/4 NE 1/4 0.7 ACRE } OK
NE 1/4 NW 1/4 5.1 ACRES }
NW 1/4 NW 1/4 1.5 ACRES }
SECTION 28

NE 1/4 NE 1/4 5.7 ACRES } fixed
SW 1/4 NE 1/4 14.5 ACRES } OK
SE 1/4 NE 1/4 2.7 ACRES }
NW 1/4 SW 1/4 2.7 ACRES }
NE 1/4 SE 1/4 3.4 ACRES }
SECTION 29

* SW 1/4 NE 1/4 8.7 ACRES }
SE 1/4 NE 1/4 8.5 ACRES } 1.3 ac missing off map in NWSE

NE 1/4 NE 1/4 14.0 ACRES } OK
NW 1/4 NE 1/4 1.8 ACRES }
SE 1/4 NE 1/4 4.1 ACRES }
NW 1/4 SE 1/4 2.4 ACRES }
SECTION 32

NW 1/4 SW 1/4 12.9 ACRES } OK
SECTION 33

NW 1/4 NE 1/4 3.4 ACRES } OK
NW 1/4 NW 1/4 3.9 ACRES }
SECTION 34

NW 1/4 NW 1/4 8.3 ACRES } OK
SW 1/4 NW 1/4 23.5 ACRES }
SE 1/4 NW 1/4 11.5 ACRES }
NE 1/4 SW 1/4 4.6 ACRES }
SECTION 35

TOWNSHIP 18 SOUTH, RANGE 46 EAST, W.M.

SE 1/4 SW 1/4 4.7 ACRES } OK
SW 1/4 SE 1/4 1.7 ACRES }
SECTION 13

NE 1/4 SW 1/4 3.0 ACRES } OK
SE 1/4 SW 1/4 5.1 ACRES }
NE 1/4 SE 1/4 1.5 ACRES }
NW 1/4 SE 1/4 1.8 ACRES }
SW 1/4 SE 1/4 9.2 ACRES }
SE 1/4 SE 1/4 6.4 ACRES }
SECTION 14

258.2 ac

SE 1/4 SW 1/4 16.1 ACRES
 NW 1/4 SE 1/4 4.8 ACRES
 SW 1/4 SE 1/4 32.3 ACRES
 SE 1/4 SE 1/4 4.6 ACRES
 SECTION 15
 NE 1/4 SW 1/4 4.0 ACRES
 NW 1/4 NW 1/4 6.5 ACRES
 SE 1/4 SE 1/4 6.1 ACRES



SECTION 23
 SW 1/4 NE 1/4 3.1 ACRES
 NE 1/4 SW 1/4 3.0 ACRES

0.7 ac in NE NE not on map
 1.2 ac in NW NE not on map

SECTION 24
 SW 1/4 NW 1/4 5.4 ACRES
 SW 1/4 SW 1/4 1.3 ACRES

SECTION 25
 SE 1/4 NE 1/4 9.8 ACRES
 NW 1/4 SE 1/4 2.3 ACRES
 SW 1/4 SE 1/4 2.0 ACRES

SECTION 26
 SE 1/4 SE 1/4 3.5 ACRES

SECTION 27
 NE 1/4 SW 1/4 6.1 ACRES
 SW 1/4 SW 1/4 2.7 ACRES

SECTION 34
 SE 1/4 NE 1/4 8.9 ACRES
 NE 1/4 SE 1/4 6.0 ACRES

SECTION 35
 NE 1/4 NW 1/4 5.7 ACRES
 NE 1/4 SW 1/4 3.8 ACRES

TOWNSHIP 19 SOUTH, RANGE 46 EAST, W.M.

SE 1/4 NE 1/4 0.3 ACRE
 NE 1/4 SE 1/4 12.4 ACRES
 NW 1/4 SE 1/4 0.6 ACRES

SECTION 9
 NW 1/4 SW 1/4 1.7 ACRES

SECTION 10
 NW 1/4 SE 1/4 2.3 ACRES
 SW 1/4 SE 1/4 6.8 ACRES

217.5 ac

SECTION 11
 NE 1/4 SW 1/4 13.4 ACRES
 NW 1/4 SW 1/4 4.6 ACRES
 SW 1/4 SW 1/4 1.1 ACRES
 SE 1/4 SW 1/4 13.9 ACRES
 SW 1/4 SE 1/4 22.4 ACRES
 SECTION 12

NE 1/4 NE 1/4 1.0 ACRE
SW 1/4 SW 1/4 1.1 ACRES
NE 1/4 SE 1/4 2.5 ACRES
SE 1/4 SE 1/4 17.1 ACRES } OK

SECTION 13

SW 1/4 NE 1/4 (?) *
NE 1/4 SW 1/4 0.8 ACRE } OK
NW 1/4 SE 1/4 2.7 ACRES } OK

SECTION 23

SW 1/4 SW 1/4 2.0 ACRES } missed 1.4 ac in NENW
fixed OK

SECTION 36

TOWNSHIP 20 SOUTH, RANGE 45 EAST, W.M.

NW 1/4 NE 1/4 4.0 ACRES } OK

SECTION 3

SE 1/4 NE 1/4 1.6 ACRES } OK
NE 1/4 SE 1/4 4.0 ACRES } OK

SECTION 5

SW 1/4 NE 1/4 1.6 ACRES } OK
NW 1/4 SE 1/4 1.9 ACRES } OK

SECTION 7

NW 1/4 SW 1/4 7.9 ACRES } OK
SW 1/4 SW 1/4 11.7 ACRES } OK

SECTION 9

SE 1/4 SE 1/4 0.6 ACRE } OK

SECTION 15

* NE 1/4 NW 1/4 6.1 ACRES }
NW 1/4 NW 1/4 4.2 ACRES } NESW 2.6 ac missing
SW 1/4 SE 1/4 5.9 ACRES } on map

SECTION 18

NE 1/4 NE 1/4 1.0 ACRE } OK

SECTION 22

NW 1/4 NE 1/4 5.4 ACRES } OK

SECTION 24

NW 1/4 SE 1/4 3.2 ACRES } OK

SECTION 29

SE 1/4 SW 1/4 26.0 ACRES } OK

SECTION 32

TOWNSHIP 20 SOUTH, RANGE 46 EAST, W.M.

NW 1/4 SW 1/4 19.7 ACRES } OK

SW 1/4 SW 1/4 11.8 ACRES } OK

SECTION 2

NE 1/4 NW 1/4 7.6 ACRES } OK

NW 1/4 NW 1/4 9.3 ACRES } OK

SW 1/4 NW 1/4 13.4 ACRES } OK

NW 1/4 SW 1/4 5.0 ACRES } OK

191.5 ac

SECTION 11

NE 1/4 NE 1/4 2.1 ACRES } OK

SE 1/4 NE 1/4 2.0 ACRES } OK

SW 1/4 SW 1/4 8.3 ACRES } OK

SECTION 12

NW 1/4 NE 1/4 3.5 ACRES } OK
NE 1/4 NW 1/4 11.5 ACRES }
SE 1/4 NW 1/4 2.7 ACRES }

SECTION 14

TOWNSHIP 21 SOUTH, RANGE 45 EAST, W.M.

NE 1/4 SE 1/4 8.0 ACRES } OK

SECTION 2

SW 1/4 SW 1/4 5.3 ACRES } OK

SE 1/4 SW 1/4 1.2 ACRES }

SECTION 6

NW 1/4 NW 1/4 1.2 ACRES }
NW 1/4 SE 1/4 4.2 ACRES } SW SW 32.0 ac missing
SW 1/4 SE 2/4 12.3 ACRES } on map
SE 1/4 SE 1/4 5.8 ACRES }

SECTION 7

SE 1/4 NE 1/4 2.2 ACRES } OK

NE 1/4 NW 1/4 0.6 ACRES }

SECTION 11

NE 1/4 SW 1/4 11.3 ACRES } missed 1.2 ac in NWSW
NE 1/4 SE 1/4 1.5 ACRES } fixed

NW 1/4 SE 1/4 7.4 ACRES } OK

SW 1/4 SE 1/4 1.5 ACRES }

SE 1/4 SE 1/4 4.0 ACRES }

SECTION 12

NW 1/4 SE 1/4 8.4 ACRES } OK

SECTION 14

NW 1/4 NE 1/4 0.2 ACRE } OK

SW 1/4 SW 1/4 6.7 ACRES }

SE 1/4 SW 1/4 3.7 ACRES }

SECTION 18

NE 1/4 SW 1/4 23.8 ACRES } OK

NW 1/4 SW 1/4 5.0 ACRES }

SECTION 22

TOWNSHIP 21 SOUTH, RANGE 46 EAST, W.M.

132 ac

1915.1 ac

off by 331 ac

Total should be
1948.2

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Owyhee Irrigation District New Permit Acres Listing

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| TWN | RNG | SEC | QUARTER | AB | NEWPERM |
|-----|-----|-----|---------|----|---------|
| 15 | 46 | 25 | NWSW | CB | 3.90 |
| 15 | 46 | 25 | SWSW | CC | 2.00 |
| 15 | 47 | 31 | NENE | AA | 14.80 |
| 16 | 46 | 13 | NESE | DA | 4.20 |
| 16 | 46 | 13 | SESE | DD | 4.00 |
| 16 | 47 | 7 | NWSE | DB | 4.20 |
| 16 | 47 | 13 | NWNW | BB | 37.40 |
| 16 | 47 | 13 | SWNW | BC | 3.00 |
| 16 | 47 | 14 | NENE | AA | 12.30 |
| 16 | 47 | 14 | NENE | AA | 24.50 |

Facsimile Transmission
EASTERN REGION OFFICE
WATER RESOURCES DEPARTMENT

Phone: (541) 523-8224

Fax: (541) 523-7866

TO: Laura Snedaker

DATE: March 11, 1998

FAX #: 503-378-6203

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Of 6

FROM: Shad Hattan

SUBJECT: Current permit application listing for Owyhee Irrigation District

Here is the current listing of acres that should be on the Owyhee Irrigation District new application for a permit from the Owyhee Reservoir. The listing is in legal description order. This listing reflects up to date changes as of the time the Districts HB3111 petition was submitted for proposed order. They may need to provide an additional map for the Stringer property in 16S 47E Sec. 13. Stringers have been using tail water from the project for over 50 years. There appears to be some court case that recognizes their right to use this water without a water right. Stringers did apply for a right recently but was denied after Water Watch made extreme objections. I recommended that the district cover Stringers with a storage water permit if Stringers were in agreement. Stingers were not part of HB3111 and, to my knowledge no original project maps cover all the ground they irrigate.

There may be some discrepancies between the maps and this listing. Now that you and the District have the same listing to work from, you should be able to make corrections as needed. If you want this listing in an electronic form, let me know. It would save you the trouble of typing this information over again if and when drafting a permit. If you do, tell me what format you want the file in. Call or e-mail for questions.

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Owyhee Irrigation District New Permit Acres Listing

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| TWN | RNG | SEC | QUARTER | AB | NEWPERM |
|-----|-----|-----|---------|----|---------|
| 15 | 46 | 25 | NWSW | CB | 3.90 |
| 15 | 46 | 25 | SWSW | CC | 2.00 |
| 15 | 47 | 31 | NENE | AA | 14.80 |
| 16 | 46 | 13 | NESE | DA | 4.20 |
| 16 | 46 | 13 | SESE | DD | 4.00 |
| 16 | 47 | 7 | NWSE | DB | 4.20 |
| 16 | 47 | 13 | NWNW | BB | 37.40 |
| 16 | 47 | 13 | SWNW | BC | 3.00 |
| 16 | 47 | 14 | NENE | AA | 12.30 |
| 16 | 47 | 14 | NENE | AA | 24.50 |
| 16 | 47 | 14 | NWNE | AB | 38.40 |
| 16 | 47 | 14 | SWNE | AC | 18.50 |
| 16 | 47 | 14 | SENE | AD | 17.50 |
| 16 | 47 | 14 | NENW | BA | 37.50 |
| 16 | 47 | 14 | NWNW | BB | 18.30 |
| 16 | 47 | 14 | SWNW | BC | 36.30 |
| 16 | 47 | 14 | SESW | BD | 24.40 |
| 16 | 47 | 14 | NWSW | CB | 11.10 |
| 16 | 47 | 15 | SENE | AC | 30.40 |
| 16 | 47 | 15 | NESE | DA | 2.40 |
| 16 | 47 | 17 | NESE | DA | 15.50 |
| 16 | 47 | 17 | SESE | DD | 11.70 |
| 16 | 47 | 18 | SWNE | AC | 0.70 |
| 16 | 47 | 18 | SWNW | BC | 5.40 |
| 16 | 47 | 18 | SESW | BD | 1.20 |
| 16 | 47 | 18 | NESW | CA | 0.60 |
| 16 | 47 | 18 | NWSW | CB | 28.00 |
| 16 | 47 | 18 | SWSW | CC | 0.90 |
| 16 | 47 | 20 | NENE | AA | 0.10 |
| 16 | 47 | 20 | NWNE | AB | 6.00 |
| 16 | 47 | 20 | SWNE | AC | 1.30 |
| 16 | 47 | 20 | SWNE | AC | 22.80 |
| 16 | 47 | 20 | SENE | AD | 14.90 |
| 16 | 47 | 20 | NENW | BA | 0.50 |
| 16 | 47 | 20 | NENW | BA | 9.00 |
| 16 | 47 | 20 | NWNW | BB | 0.50 |
| 16 | 47 | 20 | SESW | BD | 5.70 |
| 16 | 47 | 20 | NESW | CA | 2.50 |
| 16 | 47 | 20 | NWSW | CB | 6.70 |
| 16 | 47 | 21 | NENW | BA | 0.50 |
| 16 | 47 | 21 | NENW | BA | 5.10 |
| 16 | 47 | 21 | NWNW | BB | 5.30 |
| 16 | 47 | 21 | SWNW | BC | 3.30 |
| 16 | 47 | 21 | SESW | BD | 1.70 |
| 16 | 47 | 21 | NESW | CA | 1.00 |
| 16 | 47 | 21 | SWSW | CC | 2.30 |
| 16 | 47 | 21 | SESW | CD | 2.50 |
| 16 | 47 | 21 | NESE | DA | 5.40 |
| 16 | 47 | 21 | SWSE | DC | 8.40 |
| 16 | 47 | 21 | SESE | DD | 0.90 |
| 16 | 47 | 22 | SWNW | BC | 3.50 |
| 16 | 47 | 22 | NESW | CA | 0.60 |
| 16 | 47 | 22 | NESW | CA | 2.10 |
| 16 | 47 | 22 | SESW | CD | 0.60 |
| 16 | 47 | 22 | SWSE | DC | 2.80 |
| 16 | 47 | 27 | NWNE | AB | 1.70 |
| 16 | 47 | 28 | NWNE | AB | 1.60 |
| 16 | 47 | 28 | SWSW | CC | 1.60 |
| 16 | 47 | 29 | NENE | AA | 1.00 |
| 16 | 47 | 29 | NENE | AA | 1.10 |
| 16 | 47 | 29 | SENE | AD | 0.50 |
| 16 | 47 | 32 | NENW | BA | 8.00 |
| 16 | 47 | 32 | NENW | BA | 19.80 |
| 16 | 47 | 32 | NWNW | BB | 38.00 |
| 16 | 47 | 32 | SWNW | BC | 39.30 |
| 16 | 47 | 32 | SESW | BD | 5.10 |

* existing right? per Carter
protestant
rejected?

-check map

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| TWN | RNG | SEC | QUARTER | AB | NEWPERM |
|-----|-----|-----|---------|----|---------|
| 16 | 47 | 32 | SENW | BD | 16.80 |
| 16 | 47 | 32 | NESW | CA | 9.50 |
| 16 | 47 | 32 | SESE | DD | 11.50 |
| 16 | 47 | 33 | SENW | BD | 2.00 |
| 16 | 47 | 33 | SWSW | CC | 19.00 |
| 16 | 47 | 33 | NESE | DA | 6.20 |
| 16 | 47 | 33 | NWSE | DB | 5.40 |
| 16 | 47 | 34 | SENE | AD | 5.10 |
| 16 | 47 | 34 | NENW | BA | 9.30 |
| 16 | 47 | 34 | SWNW | BC | 2.10 |
| 16 | 47 | 34 | SENW | BD | 2.70 |
| 16 | 47 | 34 | SESW | CD | 6.80 |
| 16 | 47 | 34 | NESE | DA | 4.60 |
| 17 | 46 | 12 | NESE | DA | 18.50 |
| 17 | 46 | 13 | NESW | CA | 10.00 |
| 17 | 46 | 13 | SWSW | CC | 14.00 |
| 17 | 46 | 13 | SWSE | DC | 12.60 |
| 17 | 46 | 14 | SESE | DD | 8.00 |
| 17 | 46 | 23 | SWNE | AC | 3.70 |
| 17 | 46 | 23 | NWSE | DB | 2.30 |
| 17 | 46 | 24 | NWNE | AB | 1.50 |
| 17 | 46 | 24 | SWNE | AC | 5.00 |
| 17 | 46 | 24 | SWNW | BC | 5.20 |
| 17 | 46 | 24 | NESW | CA | 3.00 |
| 17 | 46 | 24 | SESW | CD | 0.80 |
| 17 | 46 | 24 | NESE | DA | 7.10 |
| 17 | 46 | 24 | NESE | DA | 7.10 |
| 17 | 46 | 24 | NWSE | DB | 2.00 |
| 17 | 46 | 24 | NWSE | DB | 2.60 |
| 17 | 46 | 24 | NWSE | DB | 10.20 |
| 17 | 46 | 25 | SWNE | AC | 1.30 |
| 17 | 46 | 25 | NENW | BA | 1.90 |
| 17 | 46 | 25 | NWNW | BB | 1.00 |
| 17 | 46 | 25 | NWSW | CB | 0.80 |
| 17 | 46 | 25 | SWSW | CC | 1.30 |
| 17 | 46 | 26 | SESE | DD | 1.70 |
| 17 | 46 | 35 | NENE | AA | 5.00 |
| 17 | 46 | 35 | NESW | CA | 3.50 |
| 17 | 46 | 35 | SWSE | DC | 3.20 |
| 17 | 47 | 3 | NWNE | AB | 2.50 |
| 17 | 47 | 3 | NENW | BA | 20.50 |
| 17 | 47 | 3 | SWSW | CC | 3.00 |
| 17 | 47 | 3 | SESW | CD | 12.30 |
| 17 | 47 | 4 | NENW | BA | 2.60 |
| 17 | 47 | 5 | NENE | AA | 0.80 |
| 17 | 47 | 5 | SENE | AD | 3.50 |
| 17 | 47 | 5 | SENE | AD | 4.00 |
| 17 | 47 | 5 | SWSW | CC | 3.70 |
| 17 | 47 | 7 | NENE | AA | 15.90 |
| 17 | 47 | 7 | NESW | CA | 3.40 |
| 17 | 47 | 7 | NWSW | CB | 3.30 |
| 17 | 47 | 7 | NWSW | CB | 5.70 |
| 17 | 47 | 7 | NWSW | CB | 9.10 |
| 17 | 47 | 7 | NESE | DA | 0.80 |
| 17 | 47 | 7 | NWSE | DB | 3.10 |
| 17 | 47 | 7 | SESE | DD | 1.30 |
| 17 | 47 | 8 | NESW | CA | 1.30 |
| 17 | 47 | 8 | NWSW | CB | 5.40 |
| 17 | 47 | 8 | SWSW | CC | 0.80 |
| 17 | 47 | 9 | SENE | AD | 1.70 |
| 17 | 47 | 17 | NWNW | BB | 0.90 |
| 17 | 47 | 18 | NWNW | BB | 10.10 |
| 17 | 47 | 18 | SWNW | BC | 1.50 |
| 17 | 47 | 19 | SENW | BD | 3.00 |
| 17 | 47 | 19 | NESW | CA | 1.00 |
| 17 | 47 | 20 | SWNW | BC | 10.60 |
| 17 | 47 | 20 | NWSW | CB | 0.60 |

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| TWN | RNG | SEC | QUARTER | AB | NEWPERM |
|-----|-----|-----|---------|----|---------|
| 17 | 47 | 21 | NWNW | BB | 2.00 |
| 17 | 47 | 30 | NENE | AA | 17.50 |
| 17 | 47 | 30 | SENE | AD | 2.50 |
| 17 | 47 | 30 | SWSW | CC | 5.00 |
| 17 | 47 | 32 | NWNW | BB | 23.40 |
| 17 | 47 | 32 | SWNW | BC | 28.60 |
| 18 | 45 | 7 | NENE | AA | 0.80 |
| 18 | 45 | 8 | NENE | AA | 2.40 |
| 18 | 45 | 8 | SWNE | AC | 0.70 |
| 18 | 45 | 8 | NESE | DA | 4.80 |
| 18 | 45 | 9 | NESW | CA | 2.60 |
| 18 | 45 | 10 | SWSE | DC | 20.80 |
| 18 | 45 | 11 | SWSW | CC | 12.00 |
| 18 | 45 | 12 | NWSW | CB | 12.40 |
| 18 | 45 | 14 | NWNW | BB | 5.60 |
| 18 | 45 | 15 | SENW | BD | 5.00 |
| 18 | 45 | 16 | NENW | BA | 1.00 |
| 18 | 46 | 2 | SENW | BD | 4.40 |
| 18 | 46 | 6 | NESW | CA | 1.80 |
| 18 | 46 | 6 | NWSW | CB | 0.10 |
| 18 | 46 | 10 | NWNE | AB | 36.70 |
| 18 | 46 | 24 | SWSW | CC | 7.00 |
| 18 | 46 | 24 | SESW | CD | 10.00 |
| 18 | 46 | 26 | NESW | CA | 4.50 |
| 18 | 46 | 26 | NESW | CA | 6.40 |
| 18 | 46 | 26 | NWSW | CB | 3.40 |
| 18 | 46 | 27 | NWNW | BB | 6.00 |
| 18 | 46 | 27 | SENW | BD | 1.90 |
| 18 | 46 | 28 | NWNE | AB | 0.70 |
| 18 | 46 | 28 | NENW | BA | 5.10 |
| 18 | 46 | 28 | NWNW | BB | 1.50 |
| 18 | 46 | 29 | NENE | AA | 5.70 |
| 18 | 46 | 29 | SWNE | AC | 14.50 |
| 18 | 46 | 29 | SENE | AD | 3.20 |
| 18 | 46 | 29 | NWSW | CB | 2.70 |
| 18 | 46 | 29 | NESE | DA | 3.40 |
| 18 | 46 | 30 | SWNE | AC | 8.70 |
| 18 | 46 | 30 | SENE | AD | 8.50 |
| 18 | 46 | 30 | NWSE | DB | 1.30 |
| 18 | 46 | 32 | NENE | AA | 14.00 |
| 18 | 46 | 32 | NWNE | AB | 1.80 |
| 18 | 46 | 32 | SENE | AD | 4.10 |
| 18 | 46 | 32 | NWSE | DB | 2.40 |
| 18 | 46 | 33 | NWSW | CB | 12.90 |
| 18 | 46 | 34 | NWNE | AB | 3.40 |
| 18 | 46 | 34 | NWNW | BB | 3.90 |
| 18 | 46 | 35 | NWNW | BB | 4.00 |
| 18 | 46 | 35 | NWNW | BB | 4.30 |
| 18 | 46 | 35 | SWNW | BC | 11.40 |
| 18 | 46 | 35 | SWNW | BC | 12.10 |
| 18 | 46 | 35 | SENW | BD | 11.50 |
| 18 | 46 | 35 | NESW | CA | 4.60 |
| 19 | 46 | 13 | SESW | CD | 4.70 |
| 19 | 46 | 13 | SWSE | DC | 1.70 |
| 19 | 46 | 14 | NESW | CA | 3.00 |
| 19 | 46 | 14 | SESW | CD | 5.10 |
| 19 | 46 | 14 | NESE | DA | 1.50 |
| 19 | 46 | 14 | NWSE | DB | 1.80 |
| 19 | 46 | 14 | SWSE | DC | 9.20 |
| 19 | 46 | 14 | SESE | DD | 2.30 |
| 19 | 46 | 14 | SESE | DD | 4.10 |
| 19 | 46 | 15 | SESW | CD | 16.10 |
| 19 | 46 | 15 | NWSE | DB | 4.80 |
| 19 | 46 | 15 | SWSE | DC | 32.30 |
| 19 | 46 | 15 | SESE | DD | 4.60 |
| 19 | 46 | 23 | NENW | BA | 4.00 |
| 19 | 46 | 23 | NWNW | BB | 6.50 |

- 10.2

Wednesday, March 11, 1998

Owyhee Irrigation District New Permit Acres Listing

Page 4

| TWN | RNG | SEC | QUARTER | AB | NEWPERM |
|-----|-----|-----|---------|----|---------|
| 19 | 46 | 23 | SESE | DD | 1.60 |
| 19 | 46 | 23 | SESE | DD | 4.50 |
| 19 | 46 | 24 | NENE | AA | 0.70 |
| 19 | 46 | 24 | NWNE | AB | 1.20 |
| 19 | 46 | 24 | SWNE | AC | 3.10 |
| 19 | 46 | 24 | NESW | CA | 3.00 |
| 19 | 46 | 25 | SWNW | BC | 5.40 |
| 19 | 46 | 25 | SWSW | CC | 1.30 |
| 19 | 46 | 26 | SENE | AD | 9.80 |
| 19 | 46 | 26 | NWSE | DB | 2.30 |
| 19 | 46 | 26 | SWSE | DC | 2.00 |
| 19 | 46 | 27 | SESE | DD | 3.50 |
| 19 | 46 | 34 | NESW | CA | 6.10 |
| 19 | 46 | 34 | SWSW | CC | 2.70 |
| 19 | 46 | 35 | SENE | AD | 8.90 |
| 19 | 46 | 35 | NESE | DA | 6.00 |
| 19 | 46 | 36 | NENW | BA | 5.70 |
| 19 | 46 | 36 | NESW | CA | 0.60 |
| 19 | 46 | 36 | NESW | CA | 3.20 |
| 20 | 45 | 9 | SENE | AD | 0.30 |
| 20 | 45 | 9 | NESE | DA | 12.40 |
| 20 | 45 | 9 | NWSE | DB | 0.60 |
| 20 | 45 | 10 | NWSW | CB | 1.70 |
| 20 | 45 | 11 | NWSE | DB | 2.30 |
| 20 | 45 | 11 | SWSE | DC | 6.80 |
| 20 | 45 | 12 | NESW | CA | 13.40 |
| 20 | 45 | 12 | NWSW | CB | 4.60 |
| 20 | 45 | 12 | SWSW | CC | 1.10 |
| 20 | 45 | 12 | SESW | CD | 13.90 |
| 20 | 45 | 12 | SWSE | DC | 22.40 |
| 20 | 45 | 13 | NENE | AA | 1.00 |
| 20 | 45 | 13 | SWSW | CC | 1.10 |
| 20 | 45 | 13 | NESE | DA | 2.50 |
| 20 | 45 | 13 | SESE | DD | 17.10 |
| 20 | 45 | 23 | NESW | CA | 0.80 |
| 20 | 45 | 23 | NWSE | DB | 2.70 |
| 20 | 45 | 36 | NENW | BA | 1.40 |
| 20 | 45 | 36 | SWSW | CC | 2.00 |
| 20 | 46 | 3 | NWNE | AB | 4.00 |
| 20 | 46 | 5 | SENE | AD | 1.60 |
| 20 | 46 | 5 | NESE | DA | 4.00 |
| 20 | 46 | 7 | SWNE | AC | 1.60 |
| 20 | 46 | 7 | NWSE | DB | 1.90 |
| 20 | 46 | 9 | NWSW | CB | 7.90 |
| 20 | 46 | 9 | SWSW | CC | 11.70 |
| 20 | 46 | 15 | SESE | DD | 0.60 |
| 20 | 46 | 18 | NENW | BA | 6.10 |
| 20 | 46 | 18 | NWNW | BB | 4.20 |
| 20 | 46 | 18 | NESW | CA | 2.60 |
| 20 | 46 | 18 | SWSE | DC | 5.90 |
| 20 | 46 | 22 | NENE | AA | 1.00 |
| 20 | 46 | 24 | NWNE | AB | 5.40 |
| 20 | 46 | 29 | NWSE | DB | 3.20 |
| 20 | 46 | 32 | SESW | CD | 26.00 |
| 21 | 45 | 2 | NWSW | CB | 19.70 |
| 21 | 45 | 2 | SWSW | CC | 3.80 |
| 21 | 45 | 2 | SWSW | CC | 8.00 |
| 21 | 45 | 11 | NENW | BA | 7.60 |
| 21 | 45 | 11 | NWNW | BB | 9.30 |
| 21 | 45 | 11 | SWNW | BC | 13.40 |
| 21 | 45 | 11 | NWSW | CB | 5.00 |
| 21 | 45 | 12 | NENE | AA | 2.40 |
| 21 | 45 | 12 | SENE | AD | 1.70 |
| 21 | 45 | 12 | SWSW | CC | 8.30 |
| 21 | 45 | 14 | NWNE | AB | 3.50 |
| 21 | 45 | 14 | NENW | BA | 11.50 |
| 21 | 45 | 14 | SENW | BD | 2.70 |

✓

✓

- 2.0 ✓

- 2.1 ✓

- 2.0 ✓

Wednesday, March 11, 1998

Owyhee Irrigation District New Permit Acres Listing

Page 5

| TWN | RNG | SEC | QUARTER | AB | NEWPERM |
|-----|-----|-----|---------|----|---------|
| 21 | 46 | 2 | NESE | DA | 8.00 |
| 21 | 46 | 6 | SWSW | CC | 0.40 |
| 21 | 46 | 6 | SWSW | CC | 4.90 |
| 21 | 46 | 6 | SESW | CD | 1.20 |
| 21 | 46 | 7 | NWNW | BB | 1.20 |
| 21 | 46 | 7 | SWSW | CC | 4.00 |
| 21 | 46 | 7 | SWSW | CC | 4.00 |
| 21 | 46 | 7 | SWSW | CC | 4.00 |
| 21 | 46 | 7 | SWSW | CC | 4.00 |
| 21 | 46 | 7 | SWSW | CC | 4.00 |
| 21 | 46 | 7 | SWSW | CC | 4.00 |
| 21 | 46 | 7 | SWSW | CC | 4.00 |
| 21 | 46 | 7 | SWSW | CC | 4.00 |
| 21 | 46 | 7 | NWSE | DB | 4.20 |
| 21 | 46 | 7 | SWSE | DC | 12.30 |
| 21 | 46 | 7 | SESE | DD | 5.80 |
| 21 | 46 | 11 | SENE | AD | 2.20 |
| 21 | 46 | 11 | NENW | BA | 0.60 |
| 21 | 46 | 12 | NESW | CA | 11.30 |
| 21 | 46 | 12 | NWSW | CB | 1.20 |
| 21 | 46 | 12 | NESE | DA | 1.50 |
| 21 | 46 | 12 | NWSE | DB | 7.40 |
| 21 | 46 | 12 | SWSE | DC | 1.50 |
| 21 | 46 | 12 | SESE | DD | 4.00 |
| 21 | 46 | 14 | NWSE | DB | 8.40 |
| 21 | 46 | 18 | NWNE | AB | 0.20 |
| 21 | 46 | 18 | SWSW | CC | 6.70 |
| 21 | 46 | 18 | SESW | CD | 3.70 |
| 21 | 46 | 22 | NESW | CA | 23.80 |
| 21 | 46 | 22 | NWSW | CB | 5.00 |

no acres
in this 1/4
per Carla

-> supplemental per Carla

-supp. ? per Carla

Total Acres = 1.998.00

198.010 Definitions. As used in this chapter, except as otherwise specifically provided, "district" means any one of the following:

- (1) A people's utility district organized under ORS chapter 261.
- (2) A domestic water supply district organized under ORS chapter 264.
- (3) A cemetery maintenance district organized under ORS chapter 265.
- (4) A park and recreation district organized under ORS chapter 266.
- (5) A mass transit district organized under ORS 267.010 to 267.390.
- (6) A metropolitan service district organized under ORS chapter 268.
- (7) A special road district organized under ORS 371.305 to 371.360.
- (8) A road assessment district organized under ORS 371.405 to 371.535.
- (9) A highway lighting district organized under ORS chapter 372.
- (10) A health district organized under ORS 440.305 to 440.410.
- (11) A sanitary district organized under ORS 450.005 to 450.245.
- (12) A sanitary authority, water authority or joint water and sanitary authority organized under ORS 450.600 to 450.989.
- (13) A vector control district organized under ORS 452.020 to 452.170.
- (14) A rural fire protection district organized under ORS chapter 478.
- (15) An irrigation district organized under ORS chapter 545.
- (16) A drainage district organized under ORS chapter 547.
- (17) A water improvement district organized under ORS chapter 552.
- (18) A water control district organized under ORS chapter 553.
- (19) A weather modification district organized under ORS 558.200 to 558.440.
- (20) A port organized under ORS 777.005 to 777.725 and 777.915 to 777.953.
- (21) A geothermal heating district organized under ORS chapter 523.

(22) A transportation district organized under ORS 267.510 to 267.650.

(23) A library district organized under ORS 357.216 to 357.286.

(24) A 9-1-1 communications district organized under ORS 401.807 to 401.857. [1971 c.23 s.2; 1975 c.782 s.48; 1977 c.756 s.1; 1981 c.226 s.18; 1987 c.671 s.10; 1987 c.863 s.10; 1989 c.793 s.19; 1993 c.577 s.15]

536.007 Definitions for ORS chapters 536 to 543. As used in ORS 196.600 to 196.905, 541.010 to 541.320 and 541.430 to 541.545, 541.700 to 541.990 and ORS chapters 536 to 540, 542 and 543:

- (1) "Commission" means the Water Resources Commission.
- (2) "Department" means the Water Resources Department.
- (3) "Director" means the Water Resources Director.
- (4) "Existing right" or "vested right" or words of similar import include an inchoate right to the use of water to the fullest extent that the right is recognized, defined or declared by the commission, the director or any court within this state.
- (5) "Order" has the meaning given in ORS 183.310.
- (6) "Person" includes individuals, corporations, associations, firms, partnerships, joint stock companies, public and municipal corporations, political subdivisions, the state and any agencies thereof, and the Federal Government and any agencies thereof.
- (7) "Public corporation" includes any city, county or district organized for public purposes.
- (8) "Rule" has the meaning given in ORS 183.310.
- (9) "State agency" includes any office, board, commission or department of a state government.
- (10) "State water resources policy" means the water resources policy provided for in ORS 536.295 to 536.350 and 537.505 to 537.534.
- (11) "Undetermined vested right" means a water right claimed under ORS 539.010 as having vested or as having been initiated before February 24, 1909, that has not been determined in an adjudication proceeding under ORS chapter 539 nor is evidenced by a permit or certificate issued under the Water Rights Act.
- (12) "Waters of this state" means any surface or ground waters located within or without this state and over which this state has sole or concurrent jurisdiction.
- (13) "Water resources of this state" means waters of this state and the following auxiliary lands whose usage directly affects the development and control of the waters of this state:
 - (a) Potential reservoir sites.
 - (b) Flood-plain areas forming the predictable channels of flood-water drainage of rivers and streams. [1985 c.673 s.2; 1989 c.691 s.5]

(e) The holder of the permit provides written notice to the department at least 60 days before making any changes to the lands, point of diversion or point of appropriation described in the permit;

(f) The holder of the permit complies with the publication requirements of ORS 540.520 (4), if applicable;

(g) Diversion is provided with a proper fish screen, if requested by the State Department of Fish and Wildlife; and

(h) For a request to transfer the point of diversion to allow the appropriation of ground water, the proposed change meets the standards set forth in ORS 540.531 (2).

(5) For an application made by or on behalf of a public corporation, the department may issue a permit approving the application without requiring the applicant to obtain prior written authorization or an easement permitting access to nonowned lands affected by the proposed project. However, nothing in this subsection shall be construed to allow any person to trespass on the lands of another person.

(6) When the department receives notice under subsection (4)(e) of this section, the department shall publish the notice in the department's weekly public notice of water right applications.

(7) If the use of water under the permit is for operation of a chemical process mine as defined in ORS 517.953:

(a) Review of the application and approval or denial of the application shall be coordinated with the consolidated application process under ORS 517.952 to 517.989. However, such review and approval or denial shall take into consideration all policy considerations for the appropriation of water as set forth in this chapter and ORS chapter 536.

(b) The permit may be issued for exploration under ORS 517.702 to 517.740, but the permit shall be conditioned on the applicant's compliance with the consolidated application process.

(c) The permit shall include a condition that additional conditions may be added to the use of water when a water right certificate is issued, or when the use of water is changed pursuant to ORS 540.520 and 540.530 to use for a chemical process mine operation.

(8) As used in this section, "contiguous" includes land separated from the land to which a water right is appurtenant by roads, utility corridors, irrigation ditches or publicly owned rights of way. [1981 c.61 s.2 (enacted in lieu of 537.210); 1985 c.392 s.10; 1985 c.673 s.33; 1991 c.735 s.33; 1995 c.365 s.4; 1995 c.368 s.1; 1995 c.416 s.16a; 1997 c.42 s.1; 1997 c.446 s.3]

537.211 Issuance of permit if application approved; contents of permit; effect; rejection of application; change in use allowed under permit. (1) The approval of an application referred to in ORS 537.140 or 537.400 shall be set forth in a water right permit issued by the Water Resources Department. The permit shall specify the details of the authorized use and shall set forth any terms, limitations and conditions as the department considers appropriate including but not limited to any applicable condition required under ORS 537.289. A copy of the permit shall be filed as a public record in the department. The permit shall be mailed to the applicant, and upon receipt of the permit the permittee may proceed with the construction of the necessary works and may take all action required to apply the water to the designated beneficial use and to perfect the proposed appropriation.

(2) Except as provided in subsection (5) of this section, if an application under ORS 537.140 or 537.400 indicates that the applicant does not have written authorization or an easement permitting access to nonowned land crossed by the proposed ditch, canal or other work, the department may issue a final order approving the application if the approval includes a condition requiring the applicant to obtain such written authorization, or easement or ownership of such land and to provide the department with a copy of the written authorization, easement or evidence of ownership.

(3) If an application referred to in ORS 537.140 or 537.400 is rejected, the department shall enter a written order setting forth the reasons for the rejection. The applicant shall take no action towards construction of the works or use of the water. The department shall mail a copy of the order to the applicant.

(4) The holder of a water right permit may change the point of diversion, change the point of appropriation, change the point of diversion to allow the appropriation of ground water or use the water on land to which the right is not appurtenant if:

(a) The use of water on land to which the right is not appurtenant, the change of point of diversion or the change in point of appropriation does not result in injury to an existing water right;

(b) For a proposed change in the place of use of the water, the land on which the water is to be used is owned or controlled by the holder of the permit and is contiguous to the land to which the permit is appurtenant;

(c) All other terms of the permit remain the same, including but not limited to the beneficial use for which the water is used and the number of acres to which water is applied;

(d) Prior approval is obtained from the district if the water is transported or conveyed by an irrigation district organized under ORS chapter 545, a drainage district organized under ORS chapter 547, a water improvement district organized under ORS chapter 552, a water control district organized under ORS chapter 553 or a district improvement company or a corporation organized under ORS chapter 554;

APRIL 9, 1996

WATER
RESOURCES
DEPARTMENT

OWYHEE IRRIGATION DISTRICT
17 S 1ST ST
NYSSA, OREGON 97913

Reference: File S-71431

Dear Applicant:

**THIS IS NOT A PERMIT AND IS
SUBJECT TO CHANGE AT NEXT PHASE OF PROCESS**

This letter is to inform you of the status of your application for water use. Based on the information you have supplied, the Water Resources Department has reached the following conclusions:

Initial Review Determinations:

1. Your application is complete and not defective.
2. The proposed use is not prohibited by law or rule.
3. The use of water for Irrigation is allowed under OAR 511, the Owyhee Basin Program.
4. The use of 64,000.0 acre-feet of legally stored water only, permit R-599, for Irrigation of 16,000 acres is available March 1 through October 31.

Summary of Initial Determinations

The use of 64,000 acre-feet of legally stored water only, permit R-599, for Irrigation of 16,000 acres may be allowed from March 1 through October 31 of each year.

Because of these favorable determinations to your application the Department can now move your application to the next phase of the water rights application review process. This phase is where public interest factors will be evaluated.



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

S-71431
April 9, 1996
Page 2

Please reference the application number when sending any correspondence regarding the conclusions of this initial review. Comments received within the comment period, will be evaluated at the next phase of the process.

To Proceed With Your Application:

If you choose to proceed with your application, you do not have to notify the Department. Your application will automatically be placed on the Department's Public Notice to allow others the opportunity to comment. After the comment period the Department will complete a public interest review and issue a proposed final order.

Withdrawal Refunds:

If you choose not to proceed, you may withdraw your application and receive a refund (minus a \$50 processing charge per application.) To accomplish this you must notify the Department in writing by APRIL 23, 1996. For your convenience you may use the enclosed "STOP PROCESSING" form.

If A Permit Is Issued It Will Likely Include The Following Conditions:

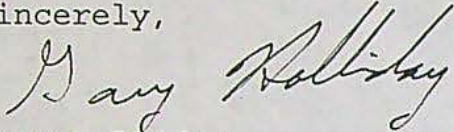
1. You may be required to measure the amount of water used and report that use annually.
2. You may be required to install fish screens at the point of diversion to meet Oregon Department of Fish and Wildlife specifications for adequate protection of aquatic life.
3. The priority date for this application is March 25, 1991.

S-71431
April 9, 1996
Page 3

If you have any questions:

Feel free to call me at (503) 378-8455 ext. 454 or 1 (800) 624-3199 if you have any questions. Please have your application number available if you call.

Sincerely,



Gary Holliday
Initial Reviewer

cc: Regional Manager, Watermaster, Water Availability
Section
enclosures: Flow Chart of Water Right Process
Stop Processing Form

IR MAILING LIST ADDITIONS

OWNERS OF PROPERTY (OTHER THAN APPLICANT) CROSSED BY THE DELIVERY SYSTEM OR OTHER WATER WORKS:

GOVERNMENTAL ENTITIES ON THE LAND USE FORM OTHER THAN COUNTIES:

OTHER:



Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

CERTIFIED MAIL
Return Receipt Requested

June 22, 1998

Owyhee Irrigation District
Attention: Carla
17 South 1st Street
Nyssa, Oregon 97913

RE: Application File # S-71431

Dear Carla:

The Department is currently in the process of reviewing your application for a Proposed Final Order. Based upon review of the application, the Department has determined that additional information is necessary in order to complete the application for water use. The following information must be received:

- ▶ Revised application maps for the place of use. The revised map must meet the Department's map requirements and include the following information:

The areas to be irrigated under this application need to be identified with a unique hatchuring pattern. Please use a different unique hatchuring pattern to identify the lands to receive primary irrigation from the lands to receive supplemental irrigation. Also, please review the areas to be irrigated and check to make sure these areas are hatchured on the application map. I have attached a list of the areas identified for irrigation, by quarter quarter section, I identified by review of the application map. I also noted a few of the discrepancies we identified between the application map and the list prepared by Shad Hattan.

I have enclosed a complete list of the Department's map requirements for your reference.

While reviewing Department records, I identified several areas which appear to have existing rights. The following existing rights were found to overlap those lands identified for irrigation under this application:

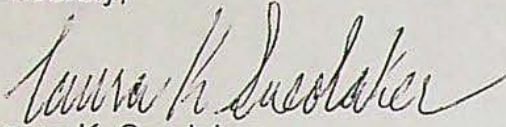
- Certificate 57532 overlaps with lands located in T21S, R46E, Section 2, NE 1/4 SE 1/4, possibly in T21S, R46E, Section 11, SE 1/4 NE 1/4, and in T21S, R46E, Section 12.
- Certificate 3510 overlaps with lands located in T21S, R46E, Section 7, NW 1/4 SE 1/4.
- Certificate 8299 overlaps with lands located in T21S, R46E, Section 7, SW 1/4 SE 1/4.
- Certificate 3224 overlaps with lands located in T21S, R46E, Section 11, NE 1/4 NW 1/4.
- Certificate 4817 possibly overlaps with lands located in T21S, R46E, Section 12, SW 1/4 SE 1/4.
- Certificate 42029 overlaps with lands located in T15S, R47E, Section 31, NE 1/4 NE 1/4.
- Certificate 757 overlaps with lands located in T16S, R46E, Section 13, NE 1/4 SE 1/4 and SE 1/4 SE 1/4.
- Certificate 48287 overlaps with lands located in T17S, R47E, Section 32, SW 1/4 NW 1/4.
- Permit G-11075 overlaps with lands located in T18S, R46E, Section 26, NE 1/4 SW 1/4 and NW 1/4 SW 1/4.

Please complete the revised map by **July 22, 1998**. If the maps are not completed by this date, we **may** reject your application consistent with ORS 537.153. If your application is rejected, any fees submitted in excess of the examination fee will be refunded; however, the examination fee is non-refundable and will not be returned. In addition, the priority date associated with your application will be lost.

Since your application maps are also part of the HB 3111 transfer process, the original maps have been sent to the Department's Watermaster office in Vale. Changes made to the application maps need to be made at our Vale office. Please check with the Vale office to make arrangements to revise the portion of these maps that pertains to application S-71431. The phone number for the Vale office is (541) 473-5130.

Should you have any questions regarding your application or the required materials listed above, or if you need to request an extension of time, please call me at (503) 378-8455, extension 331, or toll free within Oregon at 1-800-624-3199.

Sincerely,

A handwritten signature in cursive script that reads "Laura K. Snedaker".

Laura K. Snedaker
Senior Water Rights Examiner

Enclosures: Department Map Requirements

cc: Larry Powers, Watermaster District 9
Shad Hattan, WRD District 8 Office

THE PLACE OF USE IS LOCATED AS FOLLOWS:

NW 1/4 SW 1/4 3.9 ACRES
SW 1/4 SW 1/4 2.0 ACRES

SECTION 25

TOWNSHIP 15 SOUTH, RANGE 46 EAST, W.M.
NE 1/4 NE 1/4 14.8 ACRES

SECTION 31

TOWNSHIP 15 SOUTH, RANGE 47 EAST, W.M.
NE 1/4 SE 1/4 4.2 ACRES
SE 1/4 SE 1/4 4.0 ACRES

SECTION 13

TOWNSHIP 16 SOUTH, RANGE 46 EAST, W.M.
NW 1/4 SE 1/4 4.2 ACRES

SECTION 7

40.3 ACRES

SECTION 13 (THE ACRES IN THIS SECTION NEED TO BE HATCHURED)

NE 1/4 NE 1/4 36.8 ACRES
NW 1/4 NE 1/4 38.4 ACRES
SW 1/4 NE 1/4 18.5 ACRES
SE 1/4 NE 1/4 17.5 ACRES
NE 1/4 NW 1/4 37.5 ACRES
NW 1/4 NW 1/4 18.3 ACRES
SW 1/4 NW 1/4 36.3 ACRES
SE 1/4 NW 1/4 24.4 ACRES

NW 1/4 SW 1/4 11.1 ACRES (THESE ACRES NEED TO BE HATCHURED)

SECTION 14

SE 1/4 NE 1/4 30.4 ACRES
NE 1/4 SE 1/4 2.4 ACRES

SECTION 15

NE 1/4 SE 1/4 15.5 ACRES
SE 1/4 SE 1/4 11.7 ACRES

SECTION 17

SW 1/4 NE 1/4 0.7 ACRE
SW 1/4 NW 1/4 5.4 ACRES
SE 1/4 NW 1/4 1.2 ACRES
NE 1/4 SW 1/4 0.6 ACRE
NW 1/4 SW 1/4 28.0 ACRES
SW 1/4 SW 1/4 0.9 ACRE

SECTION 18

NE 1/4 NE 1/4 0.1 ACRE
NW 1/4 NE 1/4 6.0 ACRES
SW 1/4 NE 1/4 24.1 ACRES
SE 1/4 NE 1/4 14.9 ACRES
NE 1/4 NW 1/4 9.5 ACRES
NW 1/4 NW 1/4 0.5 ACRE
SE 1/4 NW 1/4 5.7 ACRES
NE 1/4 SW 1/4 2.5 ACRES

NW 1/4 SW 1/4 6.7 ACRES
 SECTION 20
NE 1/4 NW 1/4 5.6 ACRES (FIX ON MAP)
 NW 1/4 NW 1/4 5.3 ACRES
SW 1/4 NW 1/4 3.3 ACRES (NEED TO ADD TO MAP)
 SE 1/4 NW 1/4 1.7 ACRES
 NE 1/4 SW 1/4 1.0 ACRE
 SW 1/4 SW 1/4 2.3 ACRES
 SE 1/4 SW 1/4 2.5 ACRES
 NE 1/4 SE 1/4 5.4 ACRES
 SW 1/4 SE 1/4 8.4 ACRES
 SE 1/4 SE 1/4 0.9 ACRE
 SECTION 21
 SW 1/4 NW 1/4 3.5 ACRES
 NE 1/4 SW 1/4 2.7 ACRES
 SE 1/4 SW 1/4 0.6 ACRE
 SW 1/4 SE 1/4 2.8 ACRES
 SECTION 22
 NW 1/4 SE 1/4 1.7 ACRES
 SECTION 27
 NW 1/4 NE 1/4 1.6 ACRES
NE 1/4 NW 1/4 (ARE THERE ACRES IN THIS QUARTER QUARTER)
 SW 1/4 SW 1/4 1.6 ACRES
 SECTION 28
 NE 1/4 NE 1/4 2.1 ACRES
 SE 1/4 NE 1/4 0.5 ACRE
 SECTION 29
 NE 1/4 NW 1/4 27.8 ACRES
 NW 1/4 NW 1/4 38.0 ACRES
 SW 1/4 NW 1/4 39.3 ACRES
 SE 1/4 NW 1/4 21.9 ACRES
 NE 1/4 SW 1/4 9.5 ACRES
 SE 1/4 SE 1/4 11.5 ACRES
 SECTION 32
 SE 1/4 NW 1/4 2.0 ACRES
 SW 1/4 SW 1/4 19.0 ACRES
 NE 1/4 SE 1/4 6.2 ACRES
 NW 1/4 SE 1/4 5.4 ACRES
 SECTION 33
 SE 1/4 NE 1/4 5.1 ACRES
 NE 1/4 NW 1/4 9.3 ACRES
 SW 1/4 NW 1/4 2.1 ACRES
 SE 1/4 NW 1/4 2.7 ACRES
 SE 1/4 SW 1/4 6.8 ACRES
 NE 1/4 SE 1/4 4.6 ACRES
 SECTION 34
 TOWNSHIP 16 SOUTH, RANGE 47 EAST, W.M.

NE 1/4 SE 1/4 18.5 ACRES
SECTION 12

NE 1/4 SW 1/4 10.0 ACRES
NW 1/4 SW 1/4 (FIX ON MAP)
SW 1/4 SW 1/4 14.0 ACRES
SW 1/4 SE 1/4 12.6 ACRES

SECTION 13 (IS THE ACRE DISTRIBUTION CORRECT IN THIS SECTION)

SE 1/4 SE 1/4 8.0 ACRES
SECTION 14

SW 1/4 NE 1/4 3.7 ACRES
NW 1/4 SE 1/4 2.3 ACRES
SECTION 23

NW 1/4 NE 1/4 1.5 ACRES
SW 1/4 NE 1/4 5.0 ACRES
SW 1/4 NW 1/4 5.2 ACRES
NE 1/4 SW 1/4 3.0 ACRES
SE 1/4 SW 1/4 0.8 ACRE
NE 1/4 SE 1/4 14.2 ACRES
NW 1/4 SE 1/4 14.8 ACRES

SECTION 24

SW 1/4 NE 1/4 1.3 ACRES
NE 1/4 NW 1/4 1.9 ACRES
NW 1/4 NW 1/4 1.0 ACRE
NW 1/4 SW 1/4 0.8 ACRE
SW 1/4 SW 1/4 1.3 ACRES

SECTION 25

SE 1/4 SE 1/4 1.7 ACRES
SECTION 26

NE 1/4 NE 1/4 5.0 ACRES
NE 1/4 SW 1/4 3.5 ACRES
SW 1/4 SE 1/4 3.2 ACRES

SECTION 35

TOWNSHIP 17 SOUTH, RANGE 46 EAST, W.M.

NW 1/4 NE 1/4 2.5 ACRES
NE 1/4 NW 1/4 20.5 ACRES
SW 1/4 SW 1/4 3.0 ACRES
SE 1/4 SW 1/4 12.3 ACRES

SECTION 3

NE 1/4 NW 1/4 2.6 ACRES
SECTION 4

NE 1/4 NE 1/4 0.8 ACRE
SE 1/4 NE 1/4 7.5 ACRES
SW 1/4 SW 1/4 3.7 ACRES

SECTION 5

NE 1/4 NE 1/4 15.9 ACRES
NE 1/4 SW 1/4 3.4 ACRES
NW 1/4 SW 1/4 18.1 ACRES
NE 1/4 SE 1/4 0.8 ACRE

NW 1/4 SE 1/4 3.1 ACRES
SE 1/4 SE 1/4 1.3 ACRES
SECTION 7
NE 1/4 SW 1/4 1.3 ACRES
NW 1/4 SW 1/4 5.4 ACRES
SW 1/4 SW 1/4 0.8 ACRE
SECTION 8
SE 1/4 NE 1/4 1.7 ACRES
SECTION 9
NW 1/4 NW 1/4 0.9 ACRE
SECTION 17
NW 1/4 NW 1/4 10.1 ACRES
SW 1/4 NW 1/4 1.5 ACRES
SECTION 18
SE 1/4 NW 1/4 3.0 ACRES
NE 1/4 SW 1/4 1.0 ACRE
SECTION 19
SW 1/4 NW 1/4 10.6 ACRES
NW 1/4 SW 1/4 0.6 ACRE
SECTION 20
NW 1/4 NW 1/4 2.0 ACRES
SECTION 21
NE 1/4 NE 1/4 17.4 ACRES
SE 1/4 NE 1/4 2.5 ACRES
SW 1/4 SW 1/4 5.0 ACRES
SECTION 30
NW 1/4 NW 1/4 23.4 ACRES
SW 1/4 NW 1/4 28.6 ACRES
SECTION 32
TOWNSHIP 17 SOUTH, RANGE 47 EAST, W.M.
NE 1/4 NE 1/4 0.8 ACRE
SECTION 7
NE 1/4 NE 1/4 2.4 ACRES
SW 1/4 NE 1/4 0.7 ACRE
NE 1/4 SE 1/4 4.8 ACRES
SECTION 8
NE 1/4 SW 1/4 2.6 ACRES
SECTION 9
SW 1/4 SE 1/4 20.8 ACRES
SECTION 10
SW 1/4 SW 1/4 12.0 ACRES
SECTION 11
NW 1/4 SW 1/4 12.4 ACRES
SECTION 12
NW 1/4 NW 1/4 5.6 ACRES
SECTION 14
SE 1/4 NW 1/4 5.0 ACRES
SECTION 15

NE 1/4 NW 1/4 1.0 ACRE
 SECTION 16
 TOWNSHIP 18 SOUTH, RANGE 45 EAST, W.M.
 SE 1/4 NW 1/4 4.4 ACRES
 SECTION 2
 NE 1/4 SW 1/4 1.8 ACRES
 NW 1/4 SW 1/4 0.1 ACRE
 SECTION 6
 NW 1/4 NE 1/4 36.7 ACRES
 SECTION 10
 SW 1/4 SW 1/4 7.0 ACRES
 SE 1/4 SW 1/4 10.0 ACRES
 SECTION 24
 NE 1/4 SW 1/4 10.9 ACRES
 NW 1/4 SW 1/4 3.4 ACRES
 SECTION 26
 NW 1/4 NW 1/4 6.0 ACRES
 SE 1/4 NW 1/4 1.9 ACRES
 SECTION 27
 NW 1/4 NE 1/4 0.7 ACRE
 NE 1/4 NW 1/4 5.1 ACRES
 NW 1/4 NW 1/4 1.5 ACRES
 SECTION 28
 NE 1/4 NE 1/4 5.7 ACRES
 SW 1/4 NE 1/4 14.5 ACRES
 SE 1/4 NE 1/4 3.2 ACRES
 NW 1/4 SW 1/4 2.7 ACRES
 NE 1/4 SE 1/4 3.4 ACRES
 SECTION 29
 SW 1/4 NE 1/4 8.7 ACRES
 SE 1/4 NE 1/4 8.5 ACRES
NW 1/4 SE 1/4 1.3 ACRE (NEEDS TO BE ADDED TO MAP)
 SECTION 30
 NE 1/4 NE 1/4 14.0 ACRES
 NW 1/4 NE 1/4 1.8 ACRES
 SE 1/4 NE 1/4 4.1 ACRES
 NW 1/4 SE 1/4 2.4 ACRES
 SECTION 32
 NW 1/4 SW 1/4 12.9 ACRES
 SECTION 33
 NW 1/4 NE 1/4 3.4 ACRES
 NW 1/4 NW 1/4 3.9 ACRES
 SECTION 34
 NW 1/4 NW 1/4 8.3 ACRES
 SW 1/4 NW 1/4 23.5 ACRES

SE 1/4 NW 1/4 11.5 ACRES
NE 1/4 SW 1/4 4.6 ACRES
SECTION 35
TOWNSHIP 18 SOUTH, RANGE 46 EAST, W.M.
SE 1/4 SW 1/4 4.7 ACRES
SW 1/4 SE 1/4 1.7 ACRES
SECTION 13
NE 1/4 SW 1/4 3.0 ACRES
SE 1/4 SW 1/4 5.1 ACRES
NE 1/4 SE 1/4 1.5 ACRES
NW 1/4 SE 1/4 1.8 ACRES
SW 1/4 SE 1/4 9.2 ACRES
SE 1/4 SE 1/4 6.4 ACRES
SECTION 14
SE 1/4 SW 1/4 16.1 ACRES
NW 1/4 SE 1/4 4.8 ACRES
SW 1/4 SE 1/4 32.3 ACRES
SE 1/4 SE 1/4 4.6 ACRES
SECTION 15
NE 1/4 NW 1/4 4.0 ACRES
NW 1/4 NW 1/4 6.5 ACRES
SE 1/4 SE 1/4 6.1 ACRES
SECTION 23
NE 1/4 NE 1/4 0.7 ACRE (NEEDS TO BE ADDED TO MAP)
NW 1/4 NE 1/4 1.2 ACRE (NEEDS TO BE ADDED TO MAP)
SW 1/4 NE 1/4 3.1 ACRES
NE 1/4 SW 1/4 3.0 ACRES
SECTION 24
SW 1/4 NW 1/4 5.4 ACRES
SW 1/4 SW 1/4 1.3 ACRES
SECTION 25
SE 1/4 NE 1/4 9.8 ACRES
NW 1/4 SE 1/4 2.3 ACRES
SW 1/4 SE 1/4 2.0 ACRES
SECTION 26
SE 1/4 SE 1/4 3.5 ACRES
SECTION 27
NE 1/4 SW 1/4 6.1 ACRES
SW 1/4 SW 1/4 2.7 ACRES
SECTION 34
SE 1/4 NE 1/4 8.9 ACRES
NE 1/4 SE 1/4 6.0 ACRES
SECTION 35
NE 1/4 NW 1/4 5.7 ACRES
NE 1/4 SW 1/4 3.8 ACRES
SECTION 36
TOWNSHIP 19 SOUTH, RANGE 46 EAST, W.M.

SE 1/4 NE 1/4 0.3 ACRE
 NE 1/4 SE 1/4 12.4 ACRES
 NW 1/4 SE 1/4 0.6 ACRES

SECTION 9

NW 1/4 SW 1/4 1.7 ACRES
 SECTION 10

NW 1/4 SE 1/4 2.3 ACRES
 SW 1/4 SE 1/4 6.8 ACRES

SECTION 11

NE 1/4 SW 1/4 13.4 ACRES

NW 1/4 SW 1/4 4.6 ACRES

SW 1/4 SW 1/4 1.1 ACRES

SE 1/4 SW 1/4 13.9 ACRES

SW 1/4 SE 1/4 22.4 ACRES

SECTION 12

NE 1/4 NE 1/4 1.0 ACRE

SW 1/4 SW 1/4 1.1 ACRES

NE 1/4 SE 1/4 2.5 ACRES

SE 1/4 SE 1/4 17.1 ACRES

SECTION 13

SW 1/4 NE 1/4 (ARE THERE ANY ACRES IN THIS QUARTER QUARTER)

NE 1/4 SW 1/4 0.8 ACRE

NW 1/4 SE 1/4 2.7 ACRES

SECTION 23

NE 1/4 NW 1/4 1.7 ACRES

SW 1/4 SW 1/4 2.0 ACRES

SECTION 36

TOWNSHIP 20 SOUTH, RANGE 45 EAST, W.M.

NW 1/4 NE 1/4 4.0 ACRES

SECTION 3

SE 1/4 NE 1/4 1.6 ACRES

NE 1/4 SE 1/4 4.0 ACRES

SECTION 5

SW 1/4 NE 1/4 1.6 ACRES

NW 1/4 SE 1/4 1.9 ACRES

SECTION 7

NW 1/4 SW 1/4 7.9 ACRES

SW 1/4 SW 1/4 11.7 ACRES

SECTION 9

SE 1/4 SE 1/4 0.6 ACRE

SECTION 15

NE 1/4 NW 1/4 6.1 ACRES

NW 1/4 NW 1/4 4.2 ACRES

NE 1/4 SW 1/4 2.6 ACRES (NEEDS TO BE ADDED TO MAP)

SW 1/4 SE 1/4 5.9 ACRES

SECTION 18

NE 1/4 NE 1/4 1.0 ACRE

SECTION 22

NW 1/4 NE 1/4 5.4 ACRES
 SECTION 24
 NW 1/4 SE 1/4 3.2 ACRES
 SECTION 29
 SE 1/4 SW 1/4 26.0 ACRES
 SECTION 32
 TOWNSHIP 20 SOUTH, RANGE 46 EAST, W.M.
 NW 1/4 SW 1/4 19.7 ACRES
 SW 1/4 SW 1/4 11.8 ACRES
 SECTION 2
 NE 1/4 NW 1/4 7.6 ACRES
 NW 1/4 NW 1/4 9.3 ACRES
 SW 1/4 NW 1/4 13.4 ACRES
 NW 1/4 SW 1/4 5.0 ACRES
 SECTION 11
 NE 1/4 NE 1/4 2.1 ACRES
 SE 1/4 NE 1/4 2.0 ACRES
 SW 1/4 SW 1/4 8.3 ACRES
 SECTION 12
 NW 1/4 NE 1/4 3.5 ACRES
 NE 1/4 NW 1/4 11.5 ACRES
 SE 1/4 NW 1/4 2.7 ACRES
 SECTION 14
 TOWNSHIP 21 SOUTH, RANGE 45 EAST, W.M.
 NE 1/4 SE 1/4 8.0 ACRES
 SECTION 2
 SW 1/4 SW 1/4 5.3 ACRES
 SE 1/4 SW 1/4 1.2 ACRES
 SECTION 6
 NW 1/4 NW 1/4 1.2 ACRES
SW 1/4 SW 1/4 32.0 ACRES (NEEDS TO BE ADDED TO MAP)
 NW 1/4 SE 1/4 4.2 ACRES
 SW 1/4 SE 2/4 12.3 ACRES
 SE 1/4 SE 1/4 5.8 ACRES
 SECTION 7
 SE 1/4 NE 1/4 2.2 ACRES
 NE 1/4 NW 1/4 0.6 ACRES
 SECTION 11
 NE 1/4 SW 1/4 11.3 ACRES
 NW 1/4 SW 1/4 1.2 ACRES
 NE 1/4 SE 1/4 1.5 ACRES
 NW 1/4 SE 1/4 7.4 ACRES
 SW 1/4 SE 1/4 1.5 ACRES
 SE 1/4 SE 1/4 4.0 ACRES
 SECTION 12
 NW 1/4 SE 1/4 8.4 ACRES
 SECTION 14

NW 1/4 NE 1/4 0.2 ACRE
SW 1/4 SW 1/4 6.7 ACRES
SE 1/4 SW 1/4 3.7 ACRES

SECTION 18

NE 1/4 SW 1/4 23.8 ACRES

NW 1/4 SW 1/4 5.0 ACRES

SECTION 22

TOWNSHIP 21 SOUTH, RANGE 46 EAST, W.M.

Affidavit of Publication

RECEIVED

APR 24 1998

WATER RESOURCES DEPT.
SALEM, OREGON

STATE OF OREGON }
COUNTY OF MALHEUR } ss.

Notice of Water Use Request

title of Publication

Owyhee Irrigation
Plaintiff or Legal Agent

I, Steve Krehl, being first duly sworn, depose and say that I am the publisher of the "Argus Observer," a newspaper of general circulation as defined by ORS 193.010, printed and published at the City of Ontario in the aforesaid County and State; that I know from my personal knowledge that the

Notice of Water Use Request

printed copy of which is hereto annexed, was published in the entire issue of said newspaper for 3 times in the following issues, to-wit:

April 6, 13, 20, 1998

X

Subscribed and sworn to before me this 20th day of April, 1998.

X

Judith T. West
Notary Public for the State of Oregon

My Commission Expires 6/8/2001.



NOTICE OF WATER USE REQUEST
Regarding application: S-71431
The Oregon Water Resources Department is evaluating the request by Owyhee Irrigation District to use 64,000 Acre-Feet of the waters of Owyhee Reservoir for Irrigation purposes. The proposed source of water is located within Malheur County, Township 22 South, Range 45 East, Sections 20 and 21. This process is to determine if the request is in compliance with state water laws and regulations. Public participation and comment is encouraged.
ORS 537.130 (3) requires notice to all affected landowners. ORS 537.130 (4) allows this notice to be made through publication in a local newspaper if there are more than 25 landowners involved.
For further information contact the Water Resource Department Water Rights Information Group at 1 (800) 624-3199 ext. 499. Written information requests may be addressed to the Oregon Water Resources Department at 158 12th Street NE, Salem, Oregon 97310-0210.
L-2.271 April 6, 13, 20, 1998

STATEMENT

Argus Observer

Ontario, Oregon

Number of Inches..... 7.0
Number of Insertions..... 3
7.0 Inches @ \$ 11.25 \$ 78.35
Total Cost for legal publication..... \$ 78.35

LEGAL NO. 2271

FIRST PROOF

RECEIVED

APR 23 1998

WATER RESOURCES DEPT. Copy of Notice
SALEM, OREGON

(Paste Here)

Herewith is a proof of your legal notice placed in the Argus-Observer to run today and for subsequent dates, as printed on bottom of legal notice.

NOTICE OF WATER USE REQUEST

Regarding application: S-71431
The Oregon Water Resources Department is evaluating the request by Owyhee Irrigation District to use 64,000 Acre-Feet of the waters of Owyhee Reservoir for Irrigation purposed. The proposed source of water is located within Malheur County, Township 22 South, Range 45 East, Sections 20 and 21. This process is to determine if the request is in compliance with state water laws and regulations. Public participation and comment is encouraged.

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L-2,271

April 6,13,20,1998

4-13-98

NOTICE OF WATER USE REQUEST

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L-2,271

April 6,13,20,1998

Corrections,
ions. If we
not a bill;

you will be billed later.

Sincerely yours,

Argus Observer

ONTARIO, OREGON

889-5387



Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

CERTIFIED MAIL
Return Receipt Requested

March 26, 1998

Owyhee Irrigation District
Attention: Carla
17 South 1st Street
Nyssa, Oregon 97913

RE: Application File # S-71431

Dear Carla:

The Department is currently in the process of reviewing your application for a Proposed Final Order. Based upon review of the application, the Department has determined that additional information is necessary in order to complete the application for water use. The following information must be received:

- ▶ A revised application map for the point of diversion. The revised map must meet the Department's map requirements and include the following information:

The scale of the map and a north directional arrow. The scale must not be less than 4 inches = 1 mile.

Show the location of the point of diversion from the reservoir and identify its coordinates, from a recognized public land survey corner. The coordinates are the distances east or west and north or south from a recognized public land survey corner, such as a section corner.

Please identify the location of the point of diversion by township, range, section, nearest quarter quarter section and by tax lot.

If the revised map is larger than 11 inches by 17 inches, then four copies must be submitted or the map must be drawn on tracing linen, tracing vellum or on mylar.

- ▶ Since there are more than 25 land owners involved in the proposed use, the applicant is required to run a notice of the application for three consecutive weeks in a publication that meets that statutory definition of "newspaper" under ORS 193 for the purpose of public notice. The language to be used in the advertisement of the application is attached. A copy of the affidavit of publication needs to be submitted to the Department following completion of the notice period. The affidavit does not need to be submitted by the date identified below but this process should be initiated as soon as possible.
- ▶ Please fill out the enclosed Ownership/Easement form and identify the names and complete mailing addresses of all other land owners involved in the application. The lands include those used for diverting, conveying and using the water but are not owned by the applicant. For example, lands not owned by the applicant would include any county or city roads crossed by the diversion works.

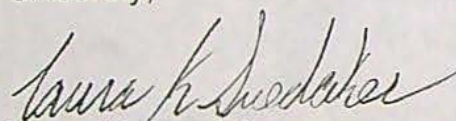
If Owyhee Irrigation District meets the definition of a Public Corporation, ORS 536.007 (7), and was organized under ORS Chapter 545, then the applicant may not need to provide the information described above.

Please submit these items by **April 9, 1998**. If we do not receive the item requested above by this date, we **may** reject your application consistent with ORS 537.153. If your application is rejected, any fees submitted in excess of the examination fee will be refunded; however, the examination fee is non-refundable and will not be returned. In addition, the priority date associated with your application will be lost.

The application map for the place of use will also need to be revised. As we discussed, this issue will be addressed following the end of the HB 3111 comment period.

Should you have any questions regarding your application or the required materials listed above, or if you need to request an extension of time, please call me at (503) 378-8455, extension 331, or toll free within Oregon at 1-800-624-3199.

Sincerely,



Laura K. Snedaker
Senior Water Rights Examiner

Enclosures: Department Map Requirements, Copy of Reservoir Point of Diversion Map, Example Map, Public Notice Language, Copy of ORS 536.007

cc: Larry Powers, Watermaster District 9

FAXED
4-1-98

NOTICE OF WATER USE REQUEST

Regarding application: S-71431

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**Land Use Information Form: Permits, Hydroelectric Licenses,
Water Uses in Addition to Classified Uses**

This information is needed to determine compatibility with local comprehensive plans as required by ORS 197.180. The Water Resources Department will use this and other information to evaluate the water use application. **DO NOT FILL OUT THIS FORM IF water is to be diverted, conveyed, and/or used only on federal lands.**

Applicant's Name: Owyhee Irrigation District
 Address: 17 South First St.
 City: Nyssa State: OR Zip: 97913 Day Phone: 541-372-3540

Please provide information as requested below for all tax lots on or through which water will be diverted or used. (Attach extra sheets as necessary.) Applicants for municipal use, or irrigation uses within irrigation districts, may substitute existing and proposed service area boundaries for the tax lot information requested below.

(CHECK ALL THAT APPLY)

| TAX LOT LOCAL ID # | PLAN DESIGNATION/ZONING (e.g. Rural Residential/RR-5) | WATER DIVERTED | WATER CONVEYED | WATER USE |
|--------------------|---|----------------|----------------|-----------|
| | See Attachment | | | |
| | | | | |

Please list all counties and cities within which water is proposed to be diverted, conveyed, and/or used.
Malheur County

The following section must be completed by a planning official from each county and city listed unless your project will be located entirely within the city limits. In this case, only the city planning agency must complete this form. Please request additional forms as needed.

=====

For Local Government Use Only

Local planning officials are to complete the remainder of this form. If it cannot be completed while the applicant waits, sign and detach the receipt as instructed below. You will receive notice when the applicant's water right request is filed with the Water Resources Department (WRD). You will have 30 days from the notice date to return this completed land use form to WRD. If no land use information is received from you within that period, WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan.

a) Check the appropriate box below and provide requested information.

- Land uses to be served by proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s); _____ . Go to section b) on reverse side.
- Land uses to be served by proposed water uses (including proposed construction) involve discretionary land use approvals as listed in the table on the reverse of this form. **Note:** Please attach documentation of applicable local land use approvals which have already been obtained. (Record of Action plus accompanying findings is sufficient.)

=====

Receipt for Request for Land Use Information

WRD Applicant Name: Owyhee Irrigation District

This receipt must be signed by a local government representative and returned to the applicant for inclusion in the WRD application IF the local government cannot provide the above requested land use information while the applicant waits.

City or County: Malheur Co
 Staff Contact: Jon D Beal, Manning Dr Phone: 473-5185
 Signature: Jon D Beal Date of Information Request: 12-12-96

JDB

Description of Water Use

ite to Applicant: This sheet will provide local planning staff with a basic description of your proposed water use. Please fill out this sheet before bringing the attached land use form to your local planning office. It will help local planning offices complete your land use information form quickly.

ite to Local Planning Officials: Please initial this sheet. Do not separate it from the land use information form. If needed, please make a separate copy for your records.

Applicant Name: Owyhee Irrigation District
 Address: 17 South First St.
Nyssa, Oregon 97913
 Phone: (541) 372-3540

Please indicate what you will use the water for. Check all boxes that apply and fill in the blanks with key characteristics of the project

Irrigation (crop type, golf course, nursery or greenhouse): Row crop and pasture

Livestock (type of livestock, feedlot, slaughterhouse): _____

Residential (# units, single or multi-family, # lots if partition or subdivision): _____

Commercial (i.e., retail, office, restaurant, gas station, hotel, service, etc.): _____

Industrial (i.e., factory, pulp mill, research and development, processing, etc.): _____

Institutional (i.e., school, library, etc.): _____

Mining (aggregate, metal, open pit, placer, etc.): _____

Recreation (park, campsite, pond, etc.): _____

Fish and Wildlife (pond, hatchery, etc.): _____

Hydropower (dam, reservoir, power generating or transmitting facilities): _____

Other (Name and list key characteristics): _____

| Indicate sources for the proposed water use below: | Indicate the estimated quantity of water the use will require. |
|--|--|
| <input checked="" type="checkbox"/> Surface Water Name sources: <u>Owyhee River storage in Owyhee Reservoir</u> | <u>32.47</u> Cubic feet per second. |
| | _____ Gallons per minute. |
| | _____ Acre-Feet |
| <input type="checkbox"/> Reservoir or pond | |
| <input type="checkbox"/> Ground Water | |

Owyhee Irrigation District: New Application

| Twn | Rng | Sec | TLot | Acres |
|-----|-----|-----|------|-------|
| 15 | 46 | 25 | 2800 | 5.9 |
| 15 | 47 | 31 | 5500 | 14.8 |
| 16 | 46 | 13 | 3200 | 8.2 |
| 16 | 47 | 7 | 3000 | 4.2 |
| 16 | 47 | 13 | 1000 | 40.4 |
| 16 | 47 | 14 | 700 | 61.9 |
| 16 | 47 | 14 | 701 | 69.2 |
| 16 | 47 | 14 | 2000 | 42 |
| 16 | 47 | 14 | 2700 | 65.7 |
| 16 | 47 | 15 | 2700 | 32.8 |
| 16 | 47 | 17 | 6700 | 15.5 |
| 16 | 47 | 17 | 6800 | 11.7 |
| 16 | 47 | 18 | 3200 | 36.8 |
| 16 | 47 | 20 | 100 | 38.4 |
| 16 | 47 | 20 | 200 | 20.6 |
| 16 | 47 | 20 | 500 | 11 |
| 16 | 47 | 21 | 900 | 15.9 |
| 16 | 47 | 21 | 1000 | 1 |
| 16 | 47 | 21 | 1100 | 4.8 |
| 16 | 47 | 21 | 1300 | 8.4 |
| 16 | 47 | 21 | 1400 | 6.3 |
| 16 | 47 | 22 | 500 | 3.5 |
| 16 | 47 | 22 | 700 | 3.3 |
| 16 | 47 | 22 | 1000 | 2.8 |
| 16 | 47 | 27 | 5500 | 1.7 |
| 16 | 47 | 28 | 1700 | 1.6 |
| 16 | 47 | 28 | 2100 | 1.6 |
| 16 | 47 | 29 | 600 | 2.6 |
| 16 | 47 | 32 | 3500 | 127 |
| 16 | 47 | 32 | 3600 | 9.5 |
| 16 | 47 | 32 | 3800 | 11.5 |
| 16 | 47 | 33 | 4200 | 2 |
| 16 | 47 | 33 | 4600 | 19 |
| 16 | 47 | 33 | 4700 | 11.6 |
| 16 | 47 | 34 | 6300 | 9.7 |
| 16 | 47 | 34 | 6700 | 12 |
| 16 | 47 | 34 | 6801 | 2.1 |
| 16 | 47 | 34 | 7202 | 6.8 |
| 17 | 46 | 12 | 3000 | 18.5 |
| 17 | 46 | 13 | 3300 | 22.6 |
| 17 | 46 | 13 | 3600 | 14 |
| 17 | 46 | 14 | 3600 | 8 |
| 17 | 46 | 23 | 800 | 6 |
| 17 | 46 | 24 | 1200 | 1.5 |
| 17 | 46 | 24 | 1400 | 8 |
| 17 | 46 | 24 | 1600 | 5.2 |
| 17 | 46 | 24 | 1900 | 0.8 |
| 17 | 46 | 24 | 2000 | 14.2 |
| 17 | 46 | 24 | 2100 | 14.8 |
| 17 | 46 | 25 | 2400 | 1.9 |
| 17 | 46 | 25 | 2500 | 1.3 |
| 17 | 46 | 25 | 2600 | 1 |
| 17 | 46 | 25 | 3000 | 0.8 |
| 17 | 46 | 25 | 3201 | 1.3 |
| 17 | 46 | 26 | 4600 | 1.7 |
| 17 | 46 | 35 | 4802 | 5 |
| 17 | 46 | 35 | 5200 | 3.5 |
| 17 | 46 | 35 | 5400 | 3.2 |
| 17 | 47 | 3 | 400 | 20.5 |
| 17 | 47 | 3 | 500 | 2.5 |

Owyhee Irrigation District: New Application

| Tw | Rng | Sec | TLot | Acres |
|----|-----|-----|------|-------|
| 17 | 47 | 3 | 3000 | 15.3 |
| 17 | 47 | 4 | 300 | 2.6 |
| 17 | 47 | 5 | 700 | 0.8 |
| 17 | 47 | 5 | 800 | 3.5 |
| 17 | 47 | 5 | 901 | 4 |
| 17 | 47 | 5 | 1300 | 3.7 |
| 17 | 47 | 7 | 1700 | 15.9 |
| 17 | 47 | 7 | 2200 | 21.3 |
| 17 | 47 | 7 | 2400 | 2.1 |
| 17 | 47 | 8 | 2400 | 8.7 |
| 17 | 47 | 8 | 3000 | 1.3 |
| 17 | 47 | 9 | 3400 | 1.7 |
| 17 | 47 | 17 | 6700 | 0.9 |
| 17 | 47 | 18 | 8100 | 11.6 |
| 17 | 47 | 19 | 600 | 3 |
| 17 | 47 | 19 | 901 | 1 |
| 17 | 47 | 20 | 1400 | 10.6 |
| 17 | 47 | 20 | 1700 | 0.6 |
| 17 | 47 | 21 | 200 | 2 |
| 17 | 47 | 30 | 4600 | 20 |
| 17 | 47 | 30 | 5204 | 5 |
| 17 | 47 | 32 | 7100 | 23.4 |
| 17 | 47 | 32 | 7200 | 28.6 |
| 18 | 45 | 7 | 1902 | 0.8 |
| 18 | 45 | 8 | 300 | 2.4 |
| 18 | 45 | 8 | 3300 | 4.8 |
| 18 | 45 | 8 | 3501 | 0.7 |
| 18 | 45 | 9 | 4100 | 2.6 |
| 18 | 45 | 10 | 800 | 20.8 |
| 18 | 45 | 11 | 1000 | 12 |
| 18 | 45 | 12 | 1901 | 12.4 |
| 18 | 45 | 14 | 2401 | 5.6 |
| 18 | 45 | 15 | 3400 | 5 |
| 18 | 45 | 16 | 4800 | 1 |
| 18 | 46 | 2 | 1800 | 4.4 |
| 18 | 46 | 6 | 1000 | 1.8 |
| 18 | 46 | 6 | 1200 | 0.1 |
| 18 | 46 | 10 | 2200 | 36.7 |
| 18 | 46 | 26 | 6100 | 14.3 |
| 18 | 46 | 27 | 6900 | 1.9 |
| 18 | 46 | 27 | 7000 | 6 |
| 18 | 46 | 28 | 3000 | 0.7 |
| 18 | 46 | 28 | 3900 | 6.6 |
| 18 | 46 | 29 | 4000 | 5.7 |
| 18 | 46 | 29 | 4200 | 21.1 |
| 18 | 46 | 29 | 4600 | 2.7 |
| 18 | 46 | 30 | 5200 | 18.5 |
| 18 | 46 | 32 | 6300 | 2.4 |
| 18 | 46 | 32 | 6400 | 1.8 |
| 18 | 46 | 32 | 6500 | 18.1 |
| 18 | 46 | 33 | 7100 | 12.9 |
| 18 | 46 | 34 | 7200 | 3.9 |
| 18 | 46 | 34 | 7901 | 3.4 |
| 18 | 46 | 35 | 8100 | 15.7 |
| 18 | 46 | 35 | 8103 | 4.6 |
| 18 | 46 | 35 | 8205 | 27.6 |
| 19 | 46 | 13 | 3800 | 4.7 |
| 19 | 46 | 13 | 4600 | 1.7 |
| 19 | 46 | 14 | 4000 | 2.3 |
| 19 | 46 | 14 | 5000 | 4.8 |

Owyhee Irrigation District: New Application

| Twtn | Rng | Sec | TLot | Acres |
|------|-----|-----|------|-------|
| 19 | 46 | 14 | 5200 | 18.4 |
| 19 | 46 | 14 | 5400 | 1.5 |
| 19 | 46 | 15 | 2200 | 16.1 |
| 19 | 46 | 15 | 5600 | 41.7 |
| 19 | 46 | 23 | 200 | 6.5 |
| 19 | 46 | 23 | 1200 | 4 |
| 19 | 46 | 23 | 1700 | 1.6 |
| 19 | 46 | 23 | 1702 | 4.5 |
| 19 | 46 | 24 | 1800 | 5 |
| 19 | 46 | 24 | 1900 | 3 |
| 19 | 46 | 25 | 3001 | 5.4 |
| 19 | 46 | 25 | 3101 | 1.3 |
| 19 | 46 | 26 | 3001 | 9.8 |
| 19 | 46 | 26 | 3900 | 4.3 |
| 19 | 46 | 27 | 4801 | 3.5 |
| 19 | 46 | 34 | 5500 | 8.8 |
| 19 | 46 | 35 | 5701 | 14.9 |
| 19 | 46 | 36 | 6601 | 5.7 |
| 19 | 46 | 36 | 7000 | 3.8 |
| 20 | 45 | 9 | 200 | 13.3 |
| 20 | 45 | 10 | 200 | 1.7 |
| 20 | 45 | 11 | 600 | 9.1 |
| 20 | 45 | 12 | 700 | 33 |
| 20 | 45 | 12 | 800 | 22.4 |
| 20 | 45 | 13 | 800 | 1 |
| 20 | 45 | 13 | 900 | 19.6 |
| 20 | 45 | 13 | 1500 | 1.1 |
| 20 | 45 | 23 | 300 | 3.5 |
| 20 | 45 | 36 | 3500 | 1.4 |
| 20 | 45 | 36 | 3600 | 2 |
| 20 | 46 | 3 | 1300 | 4 |
| 20 | 46 | 5 | 903 | 5.6 |
| 20 | 46 | 7 | 1500 | 3.5 |
| 20 | 46 | 9 | 1900 | 19.6 |
| 20 | 46 | 15 | 6000 | 0.6 |
| 20 | 46 | 18 | 4200 | 10.3 |
| 20 | 46 | 18 | 4400 | 2.6 |
| 20 | 46 | 18 | 4601 | 5.9 |
| 20 | 46 | 22 | 100 | 1 |
| 20 | 46 | 24 | 2300 | 5.4 |
| 20 | 46 | 29 | 4901 | 3.2 |
| 20 | 46 | 32 | 8000 | 26 |
| 21 | 45 | 2 | 900 | 31.5 |
| 21 | 45 | 11 | 900 | 35.3 |
| 21 | 45 | 12 | 1400 | 8.3 |
| 21 | 45 | 12 | 1500 | 4.1 |
| 21 | 45 | 14 | 2700 | 17.7 |
| 21 | 46 | 2 | 2400 | 8 |
| 21 | 46 | 6 | 2800 | 0.4 |
| 21 | 46 | 6 | 2900 | 6.1 |
| 21 | 46 | 7 | 2900 | 1.2 |
| 21 | 46 | 7 | 3300 | 16.5 |
| 21 | 46 | 7 | 3800 | 5.8 |
| 21 | 46 | 11 | 4400 | 2.2 |
| 21 | 46 | 11 | 4600 | 0.6 |
| 21 | 46 | 12 | 6200 | 12.5 |
| 21 | 46 | 12 | 6500 | 14.4 |
| 21 | 46 | 14 | 7500 | 8.4 |
| 21 | 46 | 18 | 3300 | 0.2 |
| 21 | 46 | 18 | 5400 | 10.4 |

Owyhee Irrigation District: New Application

| Twn | Rng | Sec | TLot | Acres |
|-----|-----|-----|------|-------|
| 21 | 46 | 22 | 404 | 28.8 |

1948.2 Total



Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

January 23, 1998

Owyhee Irrigation District
17 S 1st St.
Nyssa, Oregon 97913

Reference File Number: S-71431

Dear Applicant:

I am writing in response to your phone call to the Department requesting information regarding the status of application S-71431.

The application was placed on a 180 day time-out from the application process on August 1, 1996. The time-out on this application was until December 18, 1996.

Since the time-out period on the application has expired, the application is presently ready for a Proposed Final Order (PFO), the second of three report stages in the Department's permit application process. The PFO will identify the Department's findings and recommendations.

The Department will begin to prepare a PFO for this application unless the applicant submits a request for an additional time-out and justification of why one is necessary within **30 days**.

If you have any questions, please give me a call at (503) 378-8455 or toll free within Oregon at 1 (800) 624-3199, extension 331.

Sincerely,

Laura K. Snedaker
Senior Water Rights Examiner

cc: Larry Powers, Watermaster District 9

MEMO

TO: Laura

Date: 1/15/98

FROM: Dwight French

RE: Letter writing assignment

Please handle the attached need for correspondence.

Prepare the correspondence to go out under

your signature

my signature

other:

Please have the letter completed by

1/22/98

I do wish to review a draft before it goes out.

~~IMPORTANT~~: If the letter is being tracked by water rights (green sheet) send a cc of the letter to Darlene Castle with the green sheet.

If you have any questions, let me know. Thanks.

EXTRA NOTES:

Update the applicant on where we are in the process & tell them we will begin to prepare the PFO unless they request another time out [^] within 30 days. and justify why one is needed

August 1, 1996

John Ross
Owyhee Irrigation District
17 South 1st Street
Nyssa, Oregon 97913

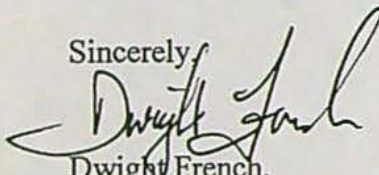
Re: Extension of time for Application S-71431

Dear Mr Ross:

Thank you for letter concerning S-71431. As you are aware, under the SB 674 process, we must take some administrative actions on all pending applications before October 31, 1996. As you have requested in your letter of July 18, 1996, a 180 day extension of time is granted under OAR 690-310-270 (2). No action will be taken on this file until December 18, 1996 unless you request the application to be withdrawn.

Please contact Bill Fujii at 1 (800) 624-3199 ext. 254 if you have any questions.

Sincerely,


Dwight French,
Manager - Water Rights Division

cc: Lori Norton



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

OWYHEE IRRIGATION DISTRICT

17 SOUTH 1ST STREET
NYSSA, OREGON 97913

PHONE (541) 372-3540
A T & T FAX 541-372-2437



RECEIVED

JUL 22 1996

WATER RESOURCES DEPT.
SALEM, OREGON

July 18, 1996

Oregon Water Resources Dept.
Attn: Dwight French
Commerce Building
158 12th St. NE
Salem, OR 97310

Ref: File S-71431

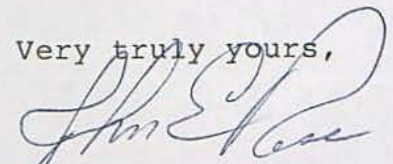
Dear Mr. French:

As per our telephone conversation with Gary Holliday on July 16th, we are requesting an extension of six months.

We will be using the maps from HB-3111 as part of our application. The number of acres and their location on these maps are being identified as fast as possible, however we have had problems and setbacks that we did not realize would appear. We are working through these problems as fast as we can, it would be of great relief we can have the extension.

If you have any questions please contact us.

Very truly yours,



John E. Ross
Manager

OREGON WATER RESOURCES DEPARTMENT

RECEIVED

MAY 10 1996

WATER RESOURCES DEPT.
SALEM, OREGON



Commerce Building
158 12th Street NE
Salem OR 97310-0210

PUBLIC NOTICE COMMENT FORM

April 23, 1996

Use the back of this form to offer comments on water use requests or other items in this notice or to order copies of proposed final and final orders. You are welcome to submit comments on a separate sheet, but please be sure to include your name and address and reference the specific request or document that concerns you. Please mail your comments to the address listed above.

Water Use Request Type & File Number

(e.g. "Permit Application G-12345" or "Transfer T-1234"):

S-71431 IR

Mail me the Order
(payment enclosed)*

- * Please sent
receipt of
payment with
PFO,
TXS.
-
-

Your Name, Address, and Phone Number:

Ruth Page
SRAO- 214 Broadway
Boise ID 83702

* We are required by law to charge a fee of \$10 to mail a copy of a proposed final or final order for a permit application to any interested person. Please include a check made out to the Oregon Water Resources Department in the amount of \$10 for each proposed final order you would like mailed to you. This fee entitles you to also receive a copy of the final order, when issued. (Copies of proposed final and final orders are also available for viewing—at no charge—at our Salem office or at the local watermaster office.)

Comments (please type or print):

All available storage from Owyhee Reservoir has been contracted. The issuance of additional storage permits would effect flood control space.

Application No. 71431

MAR 26 1971
WATER RESOURCES DEPARTMENT
SULLY BUILDING

State of Oregon
WATER RESOURCES DEPARTMENT

Application for a Permit to Appropriate Surface Water

Applicant(s) Owyhee Irrigation District
(Please print or type - use dark ink)

Mailing Address: 17 South First Street
Nyssa Oregon 97913 503-372-3540
City State Zip Daytime Phone No.

I (We) make application for a permit to appropriate the following described waters of the State of Oregon:

1. SOURCE OF WATER for the proposed use: Owyhee Reservoir,
a tributary of Owyhee River

2. TOTAL AMOUNT OF WATER to be applied to beneficial use: See Remarks cubic feet per second, OR gallons per minute. If water is to be used from more than one source, give the quantity of water from each:

*See
64,000
A.K.*

3. INTENDED USE(S) OF WATER: Irrigation

If for more than one use, give the quantity of water from each source for each use;

If for DOMESTIC use, state the number of households to be supplied;

If for MUNICIPAL OR QUASI-MUNICIPAL use, state the present population to be served, and an estimate of the future requirements; (List population projections, water needs, anticipated areas to be provided water.)

If for MINING use, state the nature (gold, silver, etc.) of the mines to be served;

If for IRRIGATION, or other land area use, state the TOTAL number of acres to be developed under each use;

Irrigation 16,000 Acres ~~note~~ or less
Other (describe)

4. **DESCRIPTION OF WATER DELIVERY SYSTEM:** Include dimensions and type of construction of diversion works, length and dimensions of supply ditches or pipelines, size and type of pump and motor. If for irrigation, describe the type of system (i.e., flood, wheel line, hand line, drip, other).

Existing Owyhee Irrigation District distribution system and Owyhee Dam

5. **PROJECT SCHEDULE:** (List month and year)

Proposed date construction work will begin N/A
Proposed date construction work will be completed _____
Proposed date water use will be completed _____

NOTE: A map prepared by a Certified Water Right Examiner (CWRE) and a complete legal description of the subject property are required under ORS 537.140 and OAR 690 as a part of your application. The legal description may be copied from your deed, title insurance policy, or land sales contract.

6. a) In the event any deficiencies are noted involving the application map enclosed herein, please return the map with instructions for correction to (check one):

 Applicant CWRE Other (Identify in REMARKS section)

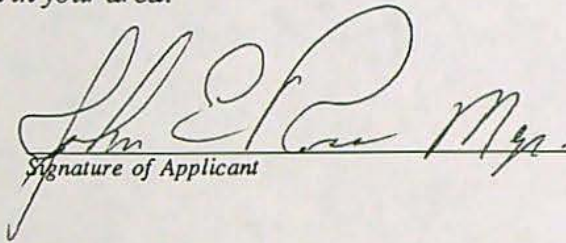
b) In the event any deficiencies are noted involving the application, please return the application with instructions for correction to (check one):

 Applicant CWRE See remark Other (Identify in REMARKS section)

7. Are all lands involved (including the proposed diversion site, place of use, and access for conveying the water) under your ownership? No. If not, list in the REMARKS section below, or on an attached sheet, the names and mailing addresses of the legal owners of all property involved in the proposed development.

REMARKS: Lands owned by individual farmers within the Owyhee Irrigation
District. Under this application, water right would remain in the name of
Owyhee Irrigation District and diverted to farms needing additional water
right as determined by HB 3111. Owyhee Irrigation District is currently
in the process of remapping to be in compliance with HB 3111, when completed,
Owyhee Irrigation District will need additional rights. Under present
water right adequate water is available for additional lands. Owyhee
Irrigation District requests the right to bring the additional lands
as determined by HB 3111 into compliance. Owyhee Irrigation District
distribution system runs at capacity during peak demands.

NOTE: The permit, when issued, is for the beneficial use of water without waste. 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. It is possible the land use you propose may not be allowed if it is not in keeping with the goals and acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.



Signature of Applicant

3/20/91
Date

Signature of Co-Applicant, if any

Date

IR CHECKLIST

Application #: 5 71431 Vol _____ Subbasin _____
Basin: 11 WAB: _____ POU-WAB _____
Township 22.5 Range 45 E Section 12 1/4 1/4 _____

- 1. Items have been verified on Completeness Checklist.
- 2. Check file for indicators that the process should not continue until a later date (ie - protest, items (other than oath) missing from the completeness check, letter to file indicating hold, or other)
- N/A 3. A groundwater review has been evaluated for substantial interference with surface water (convert old gw conditions to the 7 series and add to the PFO, if necessary)
 - a. Is the well located in a groundwater limited area?
 - b. A B C D
 - c. SWW _____
- NO 4. Is the Proposed Use located in or above a Scenic Waterway?
- NO 5. Is the proposed use located in a TMDL Basin? (Tualatin, Yamhill, Pudding)
- 6. Is the use allowed or limited by the Basin Program? _____ OAR(s) _____
- NO 7. Is the source withdrawn or limited? - State Engineer, Legislative (ORS 538), etc.
- 8. Basin Maps (metal cabinet) have been checked and River Mile (_____) has been identified
- 9. Water Availability Data has been verified (50% < July 17, 1992 ** 80% [50% storage] > July 17, 1992) _____
Watermaster Comment
- 10. Rate _____ Duty _____ Season _____
- 11. Use Ferry Period of Allowed Use _____
- 12. Priority Date(s) March 25, 1991
- N 13. Is use from a B.O.R. project and if so, is a signed contract in the file? _____
- N/A 14. Division 33 (Abv Bonn > July 17, 1992 & Blw Bonn > April 18, 1994 or June 3, 1994) _____
- 15. Plat cards have been checked and a copy of the map is attached showing the conflict with _____
- 16. Land use approval OK'd needs approval county notified NA
- 17. conditions? (BOR, GW, etc.) _____
- 18. Watermaster District #: 9
- 19. Regional Office (NWR, NCR, ER, SCR, or SWR)
- 20. IR has been saved to m:\tir\sent\app # from m:\tir\work\app #

Permit R-4442
 App. R-11209 R-599 700,000 acre-feet Ferry + Dam 22.5 45E 20
 R-1764 10W 5E

Name: J. R. Date: 4-8-96

OREGON WATER RESOURCES DEPARTMENT
ADMINISTRATIVE RULES
CHAPTER 690
DIVISION 510
MALHEUR-OWYHEE BASIN PROGRAM

Classifications

690-510-001

- ✓(1) The maximum economic development of this state, the attainment of the highest and best use of the waters of the Malheur-Owyhee Basins, and the attainment of an integrated and coordinated program for the benefit of the state as a whole will be furthered through utilization of the aforementioned waters only for domestic, livestock, municipal, irrigation, power development, industrial, mining, recreation, wildlife, and fish life uses, and the waters of the Malheur-Owyhee Basins are hereby so classified with the following exceptions:
- (a) The maximum economic development of this state, the attainment of the highest and best use of the waters of the mainstem of the South Fork Owyhee River from the Oregon - Idaho border to Three Forks (the confluence of the North, Middle and South Forks Owyhee River), and the main stem Owyhee River from Crooked Creek (river mile 118) to the mouth of Birch Creek (river mile 76), and the attainment of an integrated and coordinated program for the benefit of the state as a whole will be furthered through utilization of the aforementioned waters only for domestic, livestock, municipal, irrigation, industrial, mining, recreation, wildlife, and fish life uses and the aforementioned waters are hereby so classified.
 - ✓(b) The maximum economic development of this state, the attainment of the highest and best use of the waters of the natural lakes of the Malheur-Owyhee Basins, and the attainment of an integrated and coordinated program for the benefit of the state as a whole will be furthered through utilization of the aforementioned waters only for domestic, livestock, irrigation of lawn or noncommercial garden not to exceed one-half acre in area, power development not to exceed 7 1/2 theoretical horsepower, recreation, wildlife, and fish life uses, and the waters of the natural lakes of the Malheur-Owyhee Basins are hereby so classified.
- ✓(2) The maximum economic development of this state, the attainment of the highest and best use of 1,454,000 acre-feet annually of natural flows of the Snake River, and the attainment of an integrated and coordinated program for the benefit of the state as a whole will be furthered through utilization of the aforementioned waters only for domestic, livestock, municipal, and irrigation uses, and the 1,454,000 acre-feet annually of natural flows of the Snake River are hereby so classified.
- ✓(3) Structures or works for the utilization of the waters in accordance with the aforementioned classifications are also declared to be prejudicial to the public interest unless planned, constructed, and operated in conformity with applicable provisions of ORS 536.310 and any such structures or works are further declared to be prejudicial to the public interest which do not give cognizance to the multiple-purpose concept.

#09

RECEIVED

APR 12 1991

WATER AVAILABILITY REPORT-SURFACE WATER APPLICATION

Name of Applicant Owyhee Irrigation District Application Number 71431
Owyhee Reservoir

WATER RESOURCES DE
SALEM, OREGON

1. To your knowledge, has the stream or basin that is the source for this application ever been regulated for prior rights?

Yes _____ No X

If yes, please explain.

2. Has the stream or basin that is the source for this application ever been regulated for minimum streamflows?

Yes _____ No X

If yes, please explain.

3. Do you observe this stream system during regular field work?

Yes X No _____

If yes, what are your observations for the stream.

Owyhee Irr. Dist. has recorders on the North-South canals which I do take care of

4. Based on your observations, would there be water available in the quantity and at time needed to supply the development proposed by this application.

Yes X No _____ Don't Know _____

What would you recommend for conditions on a permit, that may be issued approving this application?

5. Any other recommendations you would like to make?

Signature Larry Powers WM District # 9 Date 4-10-91

WATER AVAILABILITY TABLE

Basin: OWYHEE Exceedance Level: 50
 Water Availability Subbasin: 0100000000000000 (and Nested Subbasins)
 Time: 08:01 Date: 04/08/1996

| Item # | W.A. Subbasin | Jan | Feb | Mar | Apr | May | Jun | Jul | Aug | Sep | Oct | Nov | Dec | Sto |
|--------|------------------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|
| 1 | 0100000000000000 | NO | YES | YES | YES | YES | NO | NO | NO | NO | NO | NO | NO | YES |

STREAM NAMES

Basin: OWYHEE
 Water Availability Subbasin: 0100000000000000 (and Nested Subbasins)
 Time: 08:01 Date: 04/08/1996

| WAB # | Stream Name | Tributary to |
|------------------|-------------|--------------|
| 0100000000000000 | OWYHEE R | SNAKE R |

LIMITING WATER AVAILABILITY SUBBASINS

Water Availability Subbasin: 0100000000000000
 Basin: OWYHEE
 Exceedance Level: 50
 Time: 08:01 Date: 04/08/1996

| Month | Limiting Subbasin | Stream Name | Water Available? | Net Water Available |
|-------|-------------------|-------------|------------------|---------------------|
| 1 | 0100000000000000 | OWYHEE R | NO | -266.0 |
| 2 | 0100000000000000 | OWYHEE R | YES | 115.0 |
| 3 | 0100000000000000 | OWYHEE R | YES | 599.0 |
| 4 | 0100000000000000 | OWYHEE R | YES | 823.0 |
| 5 | 0100000000000000 | OWYHEE R | YES | 509.0 |
| 6 | 0100000000000000 | OWYHEE R | NO | -509.0 |
| 7 | 0100000000000000 | OWYHEE R | NO | -1208.0 |
| 8 | 0100000000000000 | OWYHEE R | NO | -1109.0 |
| 9 | 0100000000000000 | OWYHEE R | NO | -792.0 |
| 10 | 0100000000000000 | OWYHEE R | NO | -388.0 |
| 11 | 0100000000000000 | OWYHEE R | NO | -194.0 |
| 12 | 0100000000000000 | OWYHEE R | NO | -239.0 |
| Stor | 0100000000000000 | OWYHEE R | YES | 123000.0 |

DUTY OF WATER TO BE USED WHEN ISSUING PERMITS

| STREAMS | DUTY | STREAMS | DUTY | STREAMS | DUTY | MISC. DUTIES | |
|---|------------|--|------------|---|------------|--|----------------------------|
| BASIN No. 1 | | BASIN No. 7 | | BASIN No. 12 | | FROST PROTECTION | 0.15 ct. PER. AC. |
| ALL WATER | 1/80 2 1/2 | WEST PRONG LITTLE WALLA WALLA RIVER | 1/40 3 | COFFIE POT CREEK | 1/40 2 1/2 | HARVESTING OF CRANBERRIES | 0.50 ct FOR 10 AC. OF BOB. |
| BASIN No. 2 | | UMATILLA RIVER BELOW AND WEST OF PENDLETON | 1/40 4 1/2 | RATTLESNAKE CR. AND DONNER UND BLITZEN R. | 1/40 3 | IRR. OF CRANBERRIES | 1/40 3 |
| ALL WATER | 1/80 2 1/2 | WALLA WALLA RIVER | 3/80 - | SILVER CREEK | 1/60 3 | DOMESTIC - L. & G | |
| BASIN No. 3 | | BUTTER CREEK | 1/50 4 | SILVIES RIVER | 1/80 2 1/2 | 1-2 HOUSES | 0.01 |
| ALL WATER | 1/80 2 1/2 | PINE AND WILLOW CREEKS | 1/60 3 | BLACK CANYON, H.L., HOME ROARING SPRINGS, ROCK, SKULL, AND THREE MILE CREEKS | 1/80 3 | 3-5 HOUSES | 0.02 |
| BASIN No. 4 | | TRIBS. OF WALLA WALLA RIVER FOR UPLAND EARLY IRRIGATION | 1/80 2 1/2 | GROUND WATER | 1/80 3 | 6-10 HOUSES | 0.03 |
| CHENOWITH, HOLMAN OR THREE MILE, MILL, AND MOSIER CREEKS | 1/60 3 | DUGGAR CREEK, MUD CREEK AND BRANCHES, AND UMATILLA RIVER ABOVE AND EAST OF PENDLETON | 1/80 3 | BASIN No. 13 | | DOMESTIC ONLY | 0.005 |
| FIFTEEN MILE AND NEAL CREEKS AND HOOD RIVER | 1/80 3 | JOHNSON CREEK | 1/80 4 | CRANE CR. AND GOOSE LAKE | 1/40 2 1/2 | 1 HOUSE | 0.01 |
| GROUND WATER | 1/80 3 | GROUND WATER IN MILTON-FREEWATER GRAVEL AREA | 1/40 4 1/2 | BUCK AND SILVER CREEKS AND HART, SUMMER, AND WARNER LAKES | 1/40 3 | UP TO 10 HOUSES | |
| BASIN No. 5 | | OTHER GROUND WATER | 1/80 3 | CHEWALCAN RIVER | 1/40 4 | STOCK, UNLESS INFO ON STOCK AND DISTRIBUTION SYSTEM JUSTIFIES MORE | 0.005 |
| HAY CREEK AND WHITE R. CROOKED AND DESCHUTES RIVERS | 1/40 3 | BASIN No. 8 | | BRIDGE CREEK | 1/80 3 | | |
| TROUT CREEK | 1/40 4 | GRANDE RONDE RIVER | 1/40 3 | GROUND WATER | 1/80 3 | | |
| SQUAW CREEK | 1/50 4 1/2 | HURRICANE CREEK AND WALLOWA RIVER AND SOUTH FORK | 1/40 3 1/2 | BASIN No. 14 | | | |
| WILLOW CREEK | 1/60 2 | IMNAHA AND SNAKE RIVERS | 1/40 4 | WILDHORSE CREEK; TRIBS. TO LOST RIVER; KLAMATH SPRAGUE, AND WILLIAMSON RIVERS; KLAMATH AND SWAN LAKES | 1/40 3 | | |
| METOLIOUS RIVER | 1/60 3 | MILL CREEK | 1/80 3 | FOUR AND SEVEN MILE CREEKS AND WOOD R. | 1/50 5 | | |
| TUMALO CREEK | 1/70 2 1/2 | GROUND WATER | 1/80 3 | LOST RIVER | 1/80 2 1/2 | | |
| PAYLINA LAKE AND CREEK | 1/70 4 | BASIN No. 9 | | ANNA AND CHERRY CR. | 1/80 3 | | |
| SNOW AND THREE CREEKS | 1/80 2 1/2 | BUANT RIVER | 1/40 3 | GROUND WATER | 1/80 3 | | |
| ANTELOPE CREEK | 1/80 3 | POWDER RIVER | 1/40 3 1/2 | BASIN No. 15 | | | |
| GROUND WATER | 1/80 3 | NORTH POWDER AND SNAKE RIVERS | 1/40 4 | ROGUE RIVER TRIBS. IF REQUESTED | 1/40 4 1/2 | | |
| BASIN No. 6 | | PINE CREEK | 1/40 4 1/2 | ALTHOUSE CREEK AND ILLINOIS RIVER | 1/50 3 1/2 | | |
| CHERRY CREEK | 1/40 3 | GROUND WATER | 1/80 3 | LITTLE BUTTE CREEK AND ROGUE RIVER | 1/80 4 1/2 | | |
| BRIDGE CREEK, SOUTH FORK JOHN DAY RIVER, AND TRIBS. JOHN DAY R. | 1/40 4 | BASIN No. 10 | | GROUND WATER | 1/80 2 1/2 | | |
| JOHN DAY RIVER, NORTH FORK, AND MIDDLE FORK | 1/40 5 | WILLOW CREEK AND MALHEUR RIVER | 1/40 3 | BASIN No. 16 | | | |
| COCHRAN (CUPPER) CREEK | 1/50 4 | SNAKE RIVER | 1/40 4 | COW CREEK | 1/70 3 1/2 | | |
| GABLE CREEK | 1/80 4 | COTTONWOOD CREEK | 1/80 3 | OTHER STREAMS | 1/80 2 1/2 | | |
| GROUND WATER | 1/80 3 | GROUND WATER | 1/80 3 | GROUND WATER | 1/80 2 1/2 | | |
| BASIN No. 11 | | BASIN No. 11 | | BASINS No. 17 & 18 | | | |
| SNAKE RIVER | 1/40 4 | WILDHORSE CREEK | 1/60 2 1/2 | ALL | 1/70 2 1/2 | | |
| WILDHORSE CREEK | 1/60 4 | JORDAN CR. AND DWYHES R. | 1/60 4 | | | | |
| JORDAN CR. AND DWYHES R. | 1/60 4 | GROUND WATER | 1/80 3 | | | | |
| GROUND WATER | 1/80 3 | | | | | | |

Application No. 71431

MAR 25 1981
WATER RESOURCES DEPARTMENT

State of Oregon
WATER RESOURCES DEPARTMENT

Application for a Permit to Appropriate Surface Water

Applicant(s) Owyhee Irrigation District
(Please print or type - use dark ink)

Mailing Address: 17 South First Street
Nyssa Oregon 97913 503-372-3540
City State Zip Daytime Phone No.

I (We) make application for a permit to appropriate the following described waters of the State of Oregon:

1. SOURCE OF WATER for the proposed use: Owyhee Reservoir,
a tributary of Owyhee River

2. TOTAL AMOUNT OF WATER to be applied to beneficial use: See Remarks cubic feet per second, OR gallons per minute. If water is to be used from more than one source, give the quantity of water from each:

Handwritten: 64,000 A/F

3. INTENDED USE(S) OF WATER: Irrigation

If for more than one use, give the quantity of water from each source for each use;

If for DOMESTIC use, state the number of households to be supplied;

If for MUNICIPAL OR QUASI-MUNICIPAL use, state the present population to be served, and an estimate of the future requirements; (List population projections, water needs, anticipated areas to be provided water.)

If for MINING use, state the nature (gold, silver, etc.) of the mines to be served;

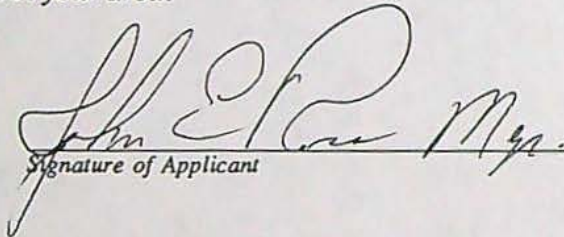
If for IRRIGATION, or other land area use, state the TOTAL number of acres to be developed under each use;

Irrigation 16,000 Acres ~~note~~ or less

Other (describe)

REMARKS: Lands owned by individual farmers within the Owyhee Irrigation District. Under this application, water right would remain in the name of Owyhee Irrigation District and diverted to farms needing additional water right as determined by HB 3111. Owyhee Irrigation District is currently in the process of remapping to be in compliance with HB 3111, when completed, Owyhee Irrigation District will need additional rights. Under present water right adequate water is available for additional lands. Owyhee Irrigation District requests the right to bring the additional lands as determined by HB 3111 into compliance. Owyhee Irrigation District distribution system runs at capacity during peak demands.

NOTE: The permit, when issued, is for the beneficial use of water without waste. 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. It is possible the land use you propose may not be allowed if it is not in keeping with the goals and acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.


Signature of Applicant

3/20/91
Date

Signature of Co-Applicant, if any

Date

October 10, 1995

Owyhee Irrigation District
17 South First Street
Nyssa, OR 97913

RE: Application # S-71431

As per our conversation of August 1, 1995 the Water Resources Department is suspending further review of the aforementioned application until July 1, 1996.

This action will allow the District sufficient time to complete its 3111 process and make accurate determinations regarding points of use and diversion.

Should you have any further questions regarding this action please feel free to call me at 1-800-624-3199 ext. 256.

Yours Sincerely,

Dick Bailey
Manager, Water Rights Information Group



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

July 25, 1995

Owyhee Irrigation District
17 S. First Street
Nyssa, OR 97913

RE: Application # S-71431

Dear Sirs,

The Water Resources Department is currently reviewing your application for water use. Preliminary review indicates the following items were not included with your application:

- ▶ Sign and return the enclosed oath.
- ▶ A map showing the place where water is to be used and the point where water will be diverted. The map must identify the township, range, section, and nearest quarter-quarters where the water will be diverted and used. If the proposed use is irrigation, the map must also indicate the number of acres irrigated in each quarter-quarter.
- ▶ A Land Use Information Form signed by your local planning official (a form is enclosed).

In order to expedite the processing of your application, we request that you submit these items by August 11, 1995. We have enclosed a stamped envelope for your use.

Should you have any questions regarding your application or the required materials listed above, please call me personally at 1-800-624-3199 extension 256.

Sincerely,

Dick Bailey, Manager
Completeness Team

enclosure

cc: general correspondence



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

WaterWatch

O F O R E G O N

RECEIVED

APR 26 1991

WATER RESOURCES DEPT
EM, OREGON
April 25, 1991

Mike Mattick
Permits and Applications
Water Resources Department
3850 Portland Rd. N.E.
Salem, Oregon 97310

Re: Water right application in Malheur County, 71431, Owyhee
Irrigation District, 64,000 acre-feet.

Dear Mr. Mattick,

This application raises the following public interest issues:

First, the Owyhee Reservoir has water quality problems, and only partially supports it's designated beneficial uses (aquatic life and boating). A withdrawal of this magnitude may further degrade the reservoirs water quality and cause further harm to these beneficial uses. If this is the case, this use will probably not be in the public interest.


Second, has the Department performed a complete water availability analysis for this reservoir and the Owyhee River? If not, the Department must do so before considering this application.

Third, this diversion will effect the Owyhee River, a tributary of the Snake River. Will Snake River flows be effected by this diversion? If so, this application should not be considered until a complete water availability analysis is completed for the Snake River, given the uncertainties surrounding the status of the Snake's fish populations.

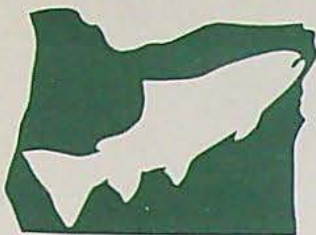
Finally, is this a new or existing use? If the water will be used to irrigate new lands, the use must be compatible with local land use regulations before any permit can be granted.

Please send copies of any water availability analysis, the water masters report and any finding of land use compatibility. Since this application raises these and other significant public interest issues, we request a public review of this application. Please call if you have any questions.

Sincerely,


Karen Russell
Executive Assistant

c. Jim Myron, OT



Oregon Trout

Speaking out for Oregon's fish

P.O. Box 19540 • Portland, Oregon 97219 • (503) 244-2292

April 5, 1991

Mike Mattick
Applications & Permits Section
Water Resources Department
3850 Portland Rd. N. E.
Salem, OR 97310

RECEIVED

APR 08 1991

WATER RESOURCES DEPT.
SALEM, OREGON

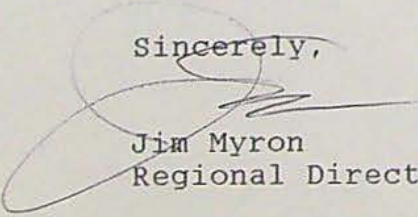
Subject: Application for permit #71431
Owyhee Irrigation District
Owyhee Reservoir, Malheur Co.

This application requests an enormous volume of water. Will this proposed use serve new agricultural lands that are just now coming under cultivation, or is this for an existing use of water? If these are new lands, Oregon Trout questions whether water is available for the proposed use without a significant adverse impact on the public interest in the fish resources of the Snake River basin. If this application is for existing uses of water, what mitigation measures will the department propose for the past unauthorized water use that has occurred?

Several salmon runs in the Snake River basin seem to be headed toward listing under the Endangered Species Act. One of the primary reasons for the decline of these runs is an inadequate amount of water in the Snake and Columbia Rivers during the spring outmigration of smolts. Until a recovery plan is written for these fish that quantifies the flows necessary to keep these fish from going extinct, Oregon Trout does not feel that any further permits for consumptive water use should be allowed in this area of the state.

Oregon Trout is prepared to formally protest this application, should that become necessary. Please inform us if and when that time comes.

Sincerely,


Jim Myron
Regional Director



Application No. 71431
Permit No.

STATE OF OREGON

COUNTY OF MALHEUR

CERTIFICATE OF WATER RIGHT

THIS IS TO CERTIFY, That UNITED STATES OF AMERICA acting through the United States Bureau of Reclamation of P. O. Box 937, Boise, State of Idaho, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of ~~Owyhee River~~ and water stored in Owyhee Reservoir constructed under permit No. R-599, a tributary of Snake River for the purpose of irrigation of 103,168 acres under Permit No. 8171 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from February 14, 1916 for 750 c.f.s. and August 19, 1924 for 968 c.f.s. of direct flow of Owyhee River; February 15, 1916 for 100,000 a.f. and August 20, 1924 for 600,000 a.f. of water stored in Owyhee Reservoir; that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 1718 cubic-feet per second, or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 20, Township 22 South, Range 45 East, W.M. (1709

The amount of water from direct flow of the Owyhee River used for irrigation shall be limited to $\frac{1}{60}$ of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. The amount of water from direct flow of the Owyhee River and from water stored in Owyhee Reservoir, together with the amount secured under any other water right existing for the same lands, shall be limited to a diversion of not to exceed 6.7 acre-feet for each acre irrigated during the irrigation season of each year, and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

GEM IRRIGATION DISTRICT

4 acres Lot 1 (SW $\frac{1}{4}$ SW $\frac{1}{4}$)
Section 2

38 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$

App # S-71431

TUNNEL NO. 3
36 31

Superseded

Point of Diversion

Owyhee

Blackjack Butte

TUNNEL NO. 1

TUNNEL NO. 5

Tunnel Canyon

OWYHEE DAM

OWYHEE RESERVOIR

T 22 S
T 23 S

OWYHEE RIDGE

OWYHEE

OWYHEE

RECEIVED

DEC 17 1996

WATER RESOURCES DEPT.
SALEM, OREGON

R 44 E
R 45 E

10 11 12

4 3 2 1

33 34 35 36

22 23 24

11 12

34 30 28 27 26 25

18 17 16 15 14 13 12

6 5 4 3 2 1 6

32 33 34 35

OWYHEE IRRIGATION DISTRICT

17 SOUTH 1ST STREET
NYSSA, OREGON 97913

PHONE (503) 372-3540
AT & T FAX 503-372-2437



RECEIVED

APR - 9 1998

WATER RESOURCES DEPT.
SALEM, OREGON

April 7, 1998

Laura K. Knedaker
Senior Water Rights Examiner
Oregon Water Resources Dept.
158 12th Street NE
Salem, OR 97310

RE: Application File # S-71431

Dear Laura:

Enclosed is a map showing the point of diversion. In Twn. 22S, Rge 45 EWM, Sec. 20 NE1/4SE1/4 is the Owyhee Dam and in Sec. 21 NW1/4SW1/4 is the Tunnel #1. Both are Tax Lot 100 AO3. The AO3 indicates improvements on land only.

Also enclosed is the first publication of the Notice of Water Use Request that was published in the Argus-Observer on April 6th. I will send the affidavit after the last publication.

I checked with our attorney and the Owyhee Irrigation District does meet the definition of a Public Corporation, ORS 536.007 (7) and was organized under ORS Chapter 545.

I think this will cover the requirements you indicated in your letter, however if not please give me a call.

Very truly yours,

John E. Ross
Manager

NOTICE OF WATER USE REQUEST

Regarding application: S-71431

The Oregon Water Resources Department is evaluating the request by Owyhee Irrigation District to use 64,000 Acre-Feet of the waters of Owyhee Reservoir for Irrigation purposes. The proposed source of water is located within Malheur County, Township 22 South, Range 45 East, Sections 20 and 21. This process is to determine if the request is in compliance with state water laws and regulations. Public participation and comment is encouraged.

ORS 537.130 (3) requires notice to all affected landowners. ORS 537.130 (4) allows this notice to be made through publication in a local newspaper if there are more than 25 landowners involved.

For further information contact the Water Resource Department Water Rights Information Group at 1 (800) 624-3199 ext. 499. Written information requests may be addressed to the Oregon Water Resources Department at 158 12th Street NE, Salem, Oregon 97310-0210.

L-2,271

April 6, 13, 20, 1998

4834

Twn. 225 Rge 45 E W M

Sec 20 NE 1/4 SE 1/4

Sec 21 NW 1/4 SW 1/4

Tax Lot 100 A03

71431

Superseded

RECEIVED

APR 9 1998

WATER RESOURCES DEPT.
SALEM, OREGON

000
EET

4832

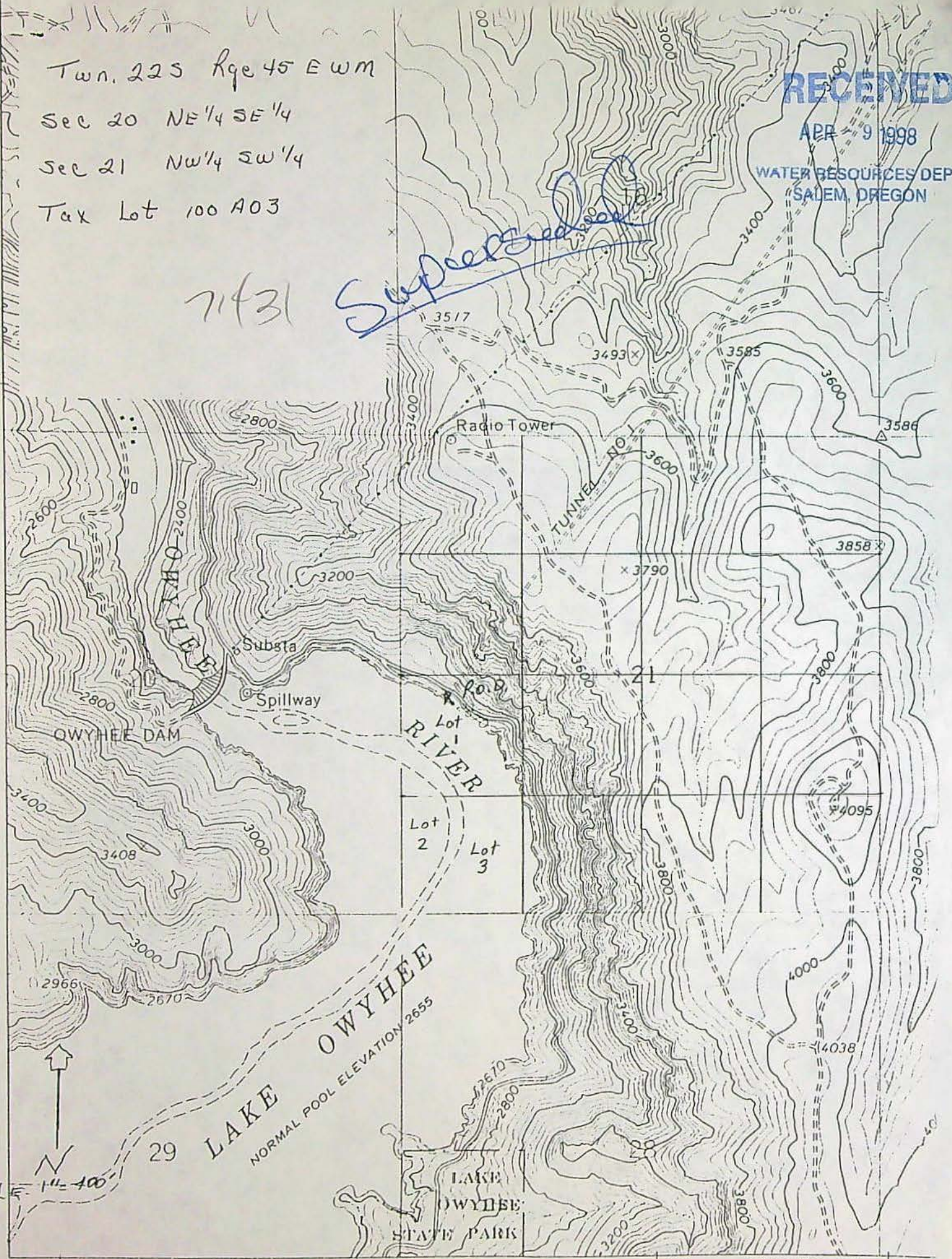
4831

SCALE

30"

1" = 400'

Twn. 225. Rge 45 E.W.M.



LOT 1
LOT 2
LOT 3

LOT 1
LOT 2
LOT 3

LOT 1
LOT 2
LOT 3

LOT 1
LOT 2
LOT 3

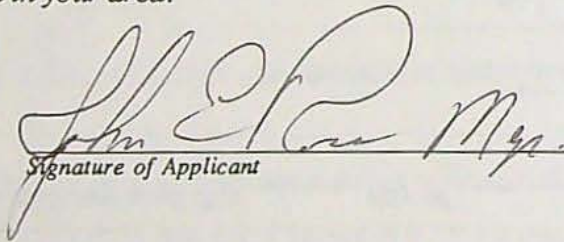
LOT 1
LOT 2
LOT 3

LOT 1
LOT 2
LOT 3

2870 000 FEET 48

REMARKS: Lands owned by individual farmers within the Owyhee Irrigation
District. Under this application, water right would remain in the name of
Owyhee Irrigation District and diverted to farms needing additional water
right as determined by HB 3111. Owyhee Irrigation District is currently
in the process of remapping to be in compliance with HB 3111, when completed,
Owyhee Irrigation District will need additional rights. Under present
water right adequate water is available for additional lands. Owyhee
Irrigation District requests the right to bring the additional lands
as determined by HB 3111 into compliance. Owyhee Irrigation District
distribution system runs at capacity during peak demands.

NOTE: The permit, when issued, is for the beneficial use of water without waste. 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. It is possible the land use you propose may not be allowed if it is not in keeping with the goals and acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.



Signature of Applicant

3/20/91

Date

Signature of Co-Applicant, if any

Date

FOR WATER RESOURCES DEPARTMENT USE ONLY

Dear Applicant:

I certify that I have examined the foregoing application, together with the accompanying information, and am returning it to you for:

In order to retain its tentative priority, this application must be returned with the requested corrections or additions on or before:

_____, 19____.

WITNESS my hand this _____ day of _____, 19____.

Water Resources Director

By: _____

This instrument was first received in the office of the Water Resources Director at Salem, Oregon, on the 25th day of March, 19 91, at 8:0 o'clock, A M.

APPLICATION NO: 71431

PERMIT NO: _____

11-6160

8

STATE OF OREGON
COUNTY OF MALHEUR

DRAFT

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

OWYHEE IRRIGATION DISTRICT
17 SOUTH FIRST STREET
NYSSA, OREGON 97913

503-372-3540

to use the waters of OWYHEE RESERVOIR CONSTRUCTED UNDER PERMIT R-599, a tributary of OWYHEE RIVER, for IRRIGATION OF 16,000 ACRES OR LESS.

This permit is issued approving Application 71431. The date of priority is MARCH 25, 1991. The use is limited to not more than 64,000 ACRE-FEET, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NE 1/4 SE 1/4, SECTION 20, T 22 S, R 45 E, W.M.

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-SIXTIETH of one cubic foot per second (or its equivalent) and 4.0 acre-feet for each acre irrigated during the irrigation season of each year.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the proposed place of use under this permit is as follows:

BROUNDRIES OF OWYHEE IRRIGATION DISTRICT

Actual construction work shall begin on or before , and shall be completed on or before October 1, 1993. Complete application of the water to the use shall be made on or before October 1, 1994.

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 rights for maintaining instream flows.

Issued this date,.

Water Resources Department
William H. Young
Director

Application 71431 Water Resources Department
Basin 11 Volume 1 Owyhee River & Misc.
71431.dlm

PERMIT
District 9

OWYHEE IRRIGATION DISTRICT

17 SOUTH 1ST STREET
NYSSA, OREGON 97513

PHONE (503) 372-3540
AT&T FAX 503-372-2260/ 2848



Application No. 71431
Permit No.

FACSIMILE TRANSMITTAL SHEET

DATE: March 25, 1991

TO: Van Lamm

COMPANY: Oregon Water Resources

CITY/STATE: Medford, Oregon

FAX NUMBER: 578-2130

TIME: _____ A.M. _____ P.M.

COVER SHEET PLUS 1 PAGES

MESSAGE FROM: John E. Ross TRANSMITTED BY: _____

REMARKS: _____

OWYHEE IRRIGATION DISTRICT

17 SOUTH 18TH STREET
NYSSA, OREGON 97913

PHONE (503) 372-3540
AT&T FAX 503-372-5260



Application No. 71431
Permit No.

March 25, 1991

Oregon Water Resources Dept.
3850 Portland Rd. N.E.
Salem, Oregon 97310

ATTN: Van Garner

Dear Mr. Garner:

Quantity of water to be applied will be 4 acre feet per acre or
a total of 64,000 acre feet or less.

County approval will be forthcoming when the acreage is determined
by ES Hill.

Very truly yours

A handwritten signature in dark ink, appearing to read "John E. Ross". The signature is fluid and cursive, written over the typed name and title.

John E. Ross
Manager

STATE OF OREGON
WATER RESOURCES DEPARTMENT

725 Summer St. N.E. Ste. A
 SALEM, OR 97301-4172
 (503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # **87545**

INVOICE # _____

RECEIVED FROM: Owyhee Irrigation
 BY: Dist.

| | |
|-------------|--------|
| APPLICATION | 571431 |
| PERMIT | |
| TRANSFER | |

CASH: CHECK # 7726 OTHER: (IDENTIFY)

TOTAL REC'D \$ 250.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES \$ _____
 OTHER: (IDENTIFY) \$ _____

0243 I/S Lease _____ 0244 Muni Water Mgmt. Plan _____ 0245 Cons. Water _____

4270 WRD OPERATING ACCT

MISCELLANEOUS

0407 COPY & TAPE FEES \$ _____
 0410 RESEARCH FEES \$ _____
 0408 MISC REVENUE: (IDENTIFY) _____ \$ _____
 TC162 DEPOSIT LIAB. (IDENTIFY) _____ \$ _____
 0240 EXTENSION OF TIME \$ _____

WATER RIGHTS:

| | | | |
|--------------------|----------|------|------------------|
| 0201 SURFACE WATER | EXAM FEE | 0202 | RECORD FEE |
| 0203 GROUND WATER | \$ _____ | 0204 | \$ <u>250.00</u> |
| 0205 TRANSFER | \$ _____ | | \$ _____ |

WELL CONSTRUCTION

| | | | |
|-----------------------------|----------|------|-------------|
| 0218 WELL DRILL CONSTRUCTOR | EXAM FEE | 0219 | LICENSE FEE |
| LANDOWNER'S PERMIT | \$ _____ | 0220 | \$ _____ |
| OTHER (IDENTIFY) _____ | | | |

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ _____ CARD # _____
 0210 MONITORING WELLS \$ _____ CARD # _____
 OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FWWRD) \$ _____
 0231 HYDRO LICENSE FEE (FWWRD) \$ _____
 HYDRO APPLICATION \$ _____

TREASURY OTHER / RDX

FUND _____ TITLE _____
 OBJ. CODE _____ VENDOR # _____
 DESCRIPTION _____ \$ _____

RECEIPT: **87545**

DATED: 5/1/07 BY: [Signature]

2/25/98 Laura

Application No. 71131

Permit No.

3/25/91 OWYHEE IRRIGATION DISTRICT

Name 17 S 1ST ST

Address NYSSA, OR 97913

Assigned

Address

Beginning construction

Completion of construction

Extended to

Complete application of water

Extended to