



# STATE OF OREGON

County of

MARION

*PARTIAL* ASSIGNED See Misc. Rec. Vol. 7 Page 1948

## PERMIT TO APPROPRIATE THE PUBLIC WATERS

This is to certify that I have examined APPLICATION G-11472 and do hereby grant the same SUBJECT TO EXISTING RIGHTS and the following limitations and conditions:

This permit is issued to Donald J. Etzel of 8806 Marion Road S.E., Turner, Oregon 97392, phone 743-2106, for the use of water from three wells,

for the PURPOSE of Irrigation of <sup>a</sup>60.0 acres,

that the PRIORITY OF THE RIGHT dates from September 25, 1987,

and is limited to the amount of water which can be applied to beneficial use and shall not exceed 0.86 cubic foot per second ~~from Well 2 when available with any deficiency in the available supply of water from Well 2 to be made up by appropriation from Wells 1 and 3~~ measured at the point of diversion from the wells, or its equivalent in case of rotation with other water users.

The well is to be LOCATED: Well 1: North 61 degrees 56 minutes West a distance of 2459.97 feet; Well 2: 1155 feet North and 110 feet West, both from the Southeast corner of Section 33; Well 3: 1920 feet South and 1300 feet West from the Northeast corner of Section 33, being within (Well 1) SW1/4 SE1/4, (Well 2)\* A description of the PLACE OF USE under the permit, and to which such right is appurtenant, is as follows:

Township 8 South, Range 2 West, W.M., Section 34	NE1/4 SW1/4	2.0 acres	ETZEL
	<i>DVA</i> NW1/4 SW1/4	12.9	
	<i>DVA</i> SW1/4 SW1/4	16.1	
	SE1/4 SW1/4	38.0	

*10.0 acres diminished to supplemental ETZEL v49 P428*

\* SE1/4 SE1/4, (Well 3) SE1/4 NE1/4, all in Section 33, Township 8 South, Range 2 West, W.M., in the County of Marion.

The AMOUNT OF WATER used for irrigation, together with the the amount secured under any other right existing for the same lands shall be limited to 1/80 of one cubic foot per second per acre, and shall be further limited to a diversion of not to exceed 2.5 acre feet per acre for each acre irrigated during the irrigation season of each year, provided further that use of water under this permit shall be limited to appropriation of water only to the extent that such appropriation does not interfere with or deplete the flow of Mill Creek or any tributary thereof; any depletion will require the well or wells to be shut down, since Mill Creek and its tributaries have been closed to further appropriation, and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

The well shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works constructed shall include an air line and pressure gauge or an access port for measuring line, adequate to determine water level elevation in the well at all times. The permittee shall install and maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

Actual construction work shall begin on or before **November 24, 1988**, and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19 **89**.

Complete application of the water to the proposed use shall be made on or before October 1, 19 **90**.

Witness my hand this 24th day of **November**, 19 **87**.

/s/ WILLIAM H. YOUNG

WATER RESOURCES DIRECTOR

This permit is for the beneficial use of water. 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 that the land use you propose may not be allowed if it is not in keeping with the goals and the acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.

APPLICATION G-11472

PERMIT

**G10764**