

STATE OF OREGON

COUNTY OF CLACKAMAS

PERMIT TO APPROPRIATE THE PUBLIC WATERS

RONALD L. RUTZ
7199 S. ZIMMERMAN RD.
CANBY, OREGON 97013

503-651-2148

is hereby issued a permit to use the waters from ONE WELL for NURSERY OPERATIONS, BEING RELATED NURSERY USE ON 19.61 ACRES AND CONTAINERIZED NURSERY STOCK USE ON 1.0 ACRE. The permit to the use of these waters has been issued under Application G-11748 with a date of priority of NOVEMBER 24, 1987. The permit is limited to not more than 150.0 GALLONS PER MINUTE or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NW 1/4 NW 1/4, Section 29, T 4 S, R 1 E, WM;
1050 FEET SOUTH & 525 FEET EAST FROM NW CORNER, SECTION 29.

The permit shall be limited to appropriation of water only to the extent that it does not impair or substantially interfere with prior surface water rights as well as prior ground water rights of others. This permit is limited to the appropriation of water only to the extent that such appropriation does not interfere with or deplete the flow of Rock Creek or any tributary thereof; any depletion of surface waters will require the well to be shut down, since waters of Rock Creek and tributaries thereof have been withdrawn from appropriation, except for storage and use of stored water only, by order of the State Engineer entered August 13, 1952.

The use of water allowed under this permit shall conform to such reasonable rotation system as may be ordered by the proper state officer. If used for field irrigation for nursery stock, such use is not restricted to the defined agricultural irrigation season.

The place of use is as follows:

	ACRES	1/4	1/4	SECTION	TOWNSHIP	RANGE, WM
NURSERY USES	14.00	NW	NW	29	4 S	1 E
NURSERY USES	1.00	NW	NW	29	4 S	1 E
NURSERY USES	5.61	SW	NW	29	4 S	1 E
Total:	20.61 acres.					

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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 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a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.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 29, 1989, and shall be completed on or before October 1, 1990. Complete application of the water to the use shall be made on or before October 1, 1991.

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.

Issued this date, November 29, 1988.

/s/ WILLIAM H. YOUNG

Water Resources Department
William H. Young
Director