

STATE OF OREGON

COUNTY OF MARION

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

LEONARD SCHURTER
9255 KAUFMAN ROAD N.E.
SILVERTON, OREGON 97381

503-362-4360

to use the waters of TWO WELLS in the LITTLE PUDDING RIVER BASIN for IRRIGATION OF 10.8 ACRES AND SUPPLEMENTAL IRRIGATION OF 56.8 ACRES.

This permit is issued approving Application G-12432. The date of priority is FEBRUARY 28, 1991. The use is limited to not more than 370 GALLONS PER MINUTE, or its equivalent in case of rotation, measured at the well.

The wells are located as follows:

WELL 1 - NE 1/4 NE 1/4, SECTION 8, T 7 S, R 2 W, W.M.; 640 FEET SOUTH AND 1290 FEET WEST FROM NE CORNER, SECTION 8.
WELL 2 - SE 1/4 SE 1/4, SECTION 5, T 7 S, R 2 W, W.M.; 210 FEET NORTH AND 960 FEET WEST FROM SE CORNER, SECTION 5.

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-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre-feet for each acre irrigated during the irrigation season of each year. This right is limited to any deficiency in the available supply of any prior right existing for the same land. The quantity of water allowed herein along with the amount secured under any other right shall not exceed the capacity of the well at the time of perfection of this right.

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:

| PRIMARY WELL 2 SUPPLEMENTAL WELL 1 | SUPPLEMENTAL WELL 2 |
|---------------------------------------|---------------------|
| SW 1/4 SW 1/4 | 2.2 ACRES |
| SECTION 4 | |
| SW 1/4 SE 1/4 | 1.4 ACRES |
| SE 1/4 SE 1/4 | 7.8 ACRES |
| SECTION 5 | |
| NE 1/4 NE 1/4 | 26.9 ACRES |
| NW 1/4 NE 1/4 | 1.6 ACRES |
| SE 1/4 NE 1/4 | 1.7 ACRES |
| SECTION 8 | |
| NW 1/4 NW 1/4 | 1.3 ACRES |
| SECTION 9 | |
| TOWNSHIP 7 SOUTH, RANGE 2 WEST, W.M. | |

The well shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times. When required by the department, 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.

Application G-12432 Water Resources Department PERMIT G-11257

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

Actual construction work shall begin on or before May 28, 1992, and shall be completed on or before October 1, 1993. Complete application of the water 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 beneficial use of water without waste. The water user is advised that new regulations may require 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 shall be limited when it interferes with any prior surface or ground water rights.

Issued this date, MAY 28, 1991.

/s/ WILLIAM H. YOUNG

Water Resources Department
William H. Young
Director