

STATE OF OREGON

COUNTY OF MARION

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

PEARMINE FARMS
2251 MATHENY ROAD NE
GERVAIS, OREGON 97026

503-393-1474

to use the waters of THREE WELLS in the WILLAMETTE RIVER BASIN for IRRIGATION OF 384.2 ACRES.

This permit is issued approving Application G-12080. The date of priority is APRIL 24, 1990. The use is limited to not more than 4.80 CUBIC FEET PER SECOND (CFS), BEING 3.69 CFS FROM WELL 1 & 2 AND 1.11 CFS FROM WELL 3, or its equivalent in case of rotation, measured at the wells.

The wells are located as follows:

SW 1/4 SE 1/4, SE 1/4 SW 1/4, SECTION 25; SE 1/4 NE 1/4, SECTION 35, T 5 S, R 3 W, W.M.; WELL 1 - 1030 FEET NORTH AND 2430 FEET WEST FROM SE CORNER, SECTION 25; WELL 2 - 540 FEET NORTH AND 1525 FEET EAST FROM SW CORNER, SECTION 25; WELL 3 - 1525 FEET SOUTH AND 700 FEET WEST FROM NE CORNER, SECTION 35.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated 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.

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 the permit is as follows:

WELLS 1 & 2
NW 1/4 SW 1/4 0.8 ACRE
SW 1/4 SW 1/4 4.4 ACRES
SECTION 30
TOWNSHIP 5 SOUTH, RANGE 2 WEST, W.M.

NE 1/4 SW 1/4 28.0 ACRES
NW 1/4 SW 1/4 1.3 ACRES
SW 1/4 SW 1/4 32.4 ACRES
SE 1/4 SW 1/4 34.7 ACRES
NE 1/4 SE 1/4 25.5 ACRES
NW 1/4 SE 1/4 34.3 ACRES
SW 1/4 SE 1/4 34.4 ACRES
SE 1/4 SE 1/4 34.9 ACRES
SECTION 25

SE 1/4 SE 1/4 6.1 ACRES
SECTION 26

NE 1/4 NE 1/4 2.9 ACRES
SECTION 35

NE 1/4 NE 1/4 6.8 ACRES
 NW 1/4 NE 1/4 20.5 ACRES
 NE 1/4 NW 1/4 22.0 ACRES
 NW 1/4 NW 1/4 6.2 ACRES
 SECTION 36

WELL 3
 NE 1/4 NE 1/4 20.2 ACRES
 SE 1/4 NE 1/4 12.2 ACRES
 SECTION 35

NE 1/4 NW 1/4 1.3 ACRES
 NW 1/4 NW 1/4 17.9 ACRES
 SW 1/4 NW 1/4 22.2 ACRES
 SE 1/4 NW 1/4 15.2 ACRES
 SECTION 36

TOWNSHIP 5 SOUTH, RANGE 3 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 elevations 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.

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 January 21, 1993, 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 granted herein may be made only at times when sufficient water is available to satisfy all prior rights.

Issued this date January 21, 1992.

/s/ WILLIAM H. YOUNG

Water Resources Department
 William H. Young
 Director