

STATE OF OREGON

COUNTY OF MARION

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

NORPAC FOODS, INC.

PO BOX 458

STAYTON, OREGON 97383

503-769-2101

to use the waters of EIGHT WELLS in the LAMBERT SLOUGH BASIN for IRRIGATION OF 68.2 ACRES.

This permit is issued approving Application G-12438. The date of priority is MARCH 5, 1991 FOR 0.558 CFS AND APRIL 20, 1992 FOR 0.295 CFS. The use is limited to not more than 0.853 CUBIC FOOT PER SECOND (CFS), or its equivalent in case of rotation, measured at the wells.

The wells are located as follows:

NE 1/4 NE 1/4, SW 1/4 NE 1/4, SE 1/4 NE 1/4, SE 1/4 NW 1/4, SECTION 9, T 5 S, R 3 W, W.M.; WELL 1 - 1310 FEET SOUTH 45 DEGREES WEST, WELL 2 - 1350 FEET SOUTH AND 940 FEET WEST, WELL 3 - 2140 FEET SOUTH 40 DEGREES 35 MINUTES WEST, WELL 4 - 3531 FEET SOUTH 58 DEGREES 45 MINUTES WEST, WELL 5 - 2060 FEET SOUTH AND 980 FEET WEST, WELL 6 - 2460 FEET SOUTH AND 1440 FEET WEST, WELL 7 - 2460 FEET SOUTH AND 1160 FEET WEST, WELL 8 - 2460 FEET SOUTH AND 910 FEET WEST, ALL FROM NE CORNER, SECTION 9.

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.

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:

DAYTON PLANT
SW 1/4 NE 1/4 8.0 ACRES
SE 1/4 NE 1/4 20.4 ACRES
SECTION 9
SW 1/4 NW 1/4 39.8 ACRES
SECTION 10
TOWNSHIP 5 SOUTH, RANGE 3 WEST, W.M.

The use of water under this permit involves a storage facility. The outlet gate shall be cycled at least once each year and shall be fully operational. The embankment and spillway shall be kept clear of brush, debris, and burrowing animals.

The dam shall be constructed, operated, and maintained according to the approved plans and specifications dated November 13, 1990, on file with the Water Resources Department.

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.

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 26, 1993, and shall be completed on or before October 1, 1994. Complete application of the water shall be made on or before October 1, 1995.

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 26, 1992.

vs/ MARTHA O. PAGEL

Water Resources Department
Martha O. Pagel
Director