STATE OF OREGON

COUNTY OF WASHINGTON

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

PUMPKIN RIDGE PARTNERS AN OREGON GENERAL PARTNERSHIP 1500 S.W. FIRST AVENUE SUITE 930 PORTLAND, OREGON 97201

503-647-4747

to use the waters of A WELL in the MCKAY CREEK BASIN for COMMERCIAL USE, RESERVOIR MAINTENANCE FOR RECREATION AND SUPPLEMENTAL IRRIGATION OF 197.01 ACRES.

This permit is issued approving Application G-12976. The date of priority is JUNE 10, 1992. The use is limited to not more than 280.0 GALLONS PER MINUTE, or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NE 1/4 SW 1/4, SECTION 36, T 2 N, R 3 W, W.M.; 2870 FEET SOUTH AND 2740 FEET EAST FROM THE NW CORNER OF SECTION 36.

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:

> NE 1/4 NE 1/4 7.39 ACRES NW 1/4 NE 1/4 24.00 ACRES SW 1/4 NE 1/4 ACRES COMMERCIAL , RECREATION 30.50 SE 1/4 NE 1/4 11.86 ACRES COMMERCIAL 27.70 ACRES NE 1/4 NW 1/4 NW 1/4 NW 1/4 2.80 ACRES COMMERCIAL SW 1/4 NW 1/4 14.63 ACRES SE 1/4 NW 1/4 17.33 ACRES COMMERCIAL ACRES COMMERCIAL , RECREATION NE 1/4 SW 1/4 8.78 NW 1/4 SW 1/4 5.62 ACRES NE 1/4 SE 1/4 15.11 ACRES NW 1/4 SE 1/4

ACRES RECREATION

SECTION 36 TOWNSHIP 2 NORTH, RANGE 3 WEST, W.M.

31.29

The well shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. 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.

Measurement, recording and reporting conditions:

- Before water use may begin under this permit, the permittee Α. shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order.
- The permittee shall allow the watermaster access to the meter B. or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used and may require the permittee to report water use on a periodic schedule as established by the Director.

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In addition, the Director may require the permittee to report general water use information, the periods of water use and the place and nature of use of water under the permit. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.

This right is limited to any deficiency in the available supply of any prior right existing for the same land.

Use of water from the well(s) shall not be allowed if the well(s) displays an (A) average water level decline of 3 or more feet per year for 5 consecutive years, or (B) a water level decline of 15 or more feet in fewer than 5 consecutive years, or (C) a water level decline of 25 or more feet, or (D) a hydraulic interference decline of 25 or more feet in any neighboring well with senior priority which provides water for an authorized use.

The Water Resources Department has determined that the initial water level in the well(s) are those of the initial March report. That is the level from which the cited declines in (A), (B) and (C) above will be referenced.

Use of water from the well, as allowed herein, shall not commence until the initial water level is determined at the well. The permittee shall notify the Department when it is necessary to make the initial measurement.

The Water Resources Department shall determine the initial and subsequent water levels from which the previously cited declines are referenced. As much as possible, those levels shall reflect annual high levels which are usually found in the spring of each year.

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 August 12, 1995 and shall be completed on or before October 1, 1996. Complete application of water shall be made on or before October 1, 1997.

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.

The Director of the Water Resources Department has found that the proposed use of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Issued this date, August 4, 1994.

USL MARTHA O. PAGEL

Water Resources Department Martha O. Pagel Director

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Basin 2 Volume 21 McKay Creek & Misc.
MGMT.CODES 4EG, 4EW

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