

STATE OF OREGON

COUNTY OF CLACKAMAS

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

LUDWIG AND HAROLDINE JOHN  
9101 SOUTH GOOD LANE  
CANBY, OREGON 97013

503-266-5447

to use the waters of A SUMP AND A WELL in the MOLALLA RIVER BASIN for IRRIGATION OF 9.9 ACRES AND NURSERY OPERATIONS (GREENHOUSE) ON 0.165 ACRE.

This permit is issued approving Application G-12740. The date of priority is DECEMBER 27, 1991 FOR NURSERY OPERATIONS AND AUGUST 9, 1993 FOR IRRIGATION. The use is limited to not more than 60.0 GALLONS PER MINUTE (GPM); BEING 55 GPM FOR IRRIGATION AND 5 GPM FOR NURSERY OPERATIONS, or its equivalent in case of rotation, measured at the wells.

The wells are located as follows:

SW 1/4 NW 1/4, SECTION 10, T 4 S, R 1 E, WM; SUMP - 320 FEET NORTH AND 885 FEET EAST, WELL - 356 FEET NORTH AND 1167 FEET EAST, BOTH FROM W 1/4 CORNER, SECTION 10.

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 3.0 acre-feet for each acre irrigated during the irrigation season of each year. The irrigation season as allowed by this permit is March 1 through October 31 of each year. The use of water for Nursery Operations may be made at any time water may be put to beneficial use.

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:

	Irrigation	Nursery Operations
SW 1/4 NW 1/4	8.5 Acres	0.165 Acre
SE 1/4 NW 1/4	1.4 Acres	

SECTION 10  
TOWNSHIP 4 SOUTH, RANGE 1 EAST, WM

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.

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee 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.
- B. The permittee shall allow the watermaster access to the meter 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.

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- 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. 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.

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 October 5, 1995, and shall be completed on or before October 1, 1996. Complete application of the 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, October 5, 1994.

**A. REED MARBUT**

Water Resources Department  
Martha O. Pagel  
Director

