

STATE OF OREGON

COUNTY OF POLK

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

RICKREALL COMMUNITY WATER ASSOCIATION
P.O. BOX 44
RICKREALL, OREGON 97371

503-623-2016

to use the waters of WELL 5 (SETNICKER WELL) in the WILLAMETTE RIVER BASIN for DOMESTIC AND COMMERCIAL USE.

This permit is issued approving Application G-12838. The date of priority is MARCH 25, 1992. The use is limited to not more than 0.56 CUBIC FOOT PER SECOND (CFS), or its equivalent in case of rotation, measured at the well. The use of water during the months of July and August is limited to domestic and commercial use for customarily domestic purposes not to exceed 0.01 cfs.

The well is located as follows:

NW 1/4 NW 1/4, SECTION 2, TOWNSHIP 8 SOUTH, RANGE 4 WEST, W.M.;
2105 FEET SOUTH AND 2415 FEET WEST FROM NE CORNER, DLC 54.

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:

NW 1/4 SW 1/4
SECTION 30
TOWNSHIP 7 SOUTH, RANGE 3 WEST, W.M.
SE 1/4
SECTION 9
SW 1/4
SECTION 10
ALL
SECTION 15
E 1/2
SECTION 16
S 1/2
SECTION 19
E 1/2
SECTION 21
ALL
SECTION 22
E 1/2 NW 1/4
S 1/2
SECTION 23
SW 1/4
SECTION 24
N 1/2
N 1/2 S 1/2
SE 1/4 SW 1/4
S 1/2 SE 1/4
SECTION 25
N 1/2
SW 1/4
N 1/2 SE 1/4
SECTION 26
ALL
SECTION 27
E 1/2
SW 1/4
SECTION 28
S 1/2
SECTION 29

ALL
 SECTIONS 30, 31, 32, 33, 34
 N 1/2 NW 1/4
 SW 1/4 NW 1/4
 W 1/2 SW 1/4
 SECTION 35
 TOWNSHIP 7 SOUTH, RANGE 4 WEST, W.M.

ALL
 SECTIONS 3, 4, 5
 E 1/2
 NW 1/4
 E 1/2 SW 1/4
 NW 1/4 SW 1/4
 SECTION 6
 E 1/2 E 1/2
 NW 1/4 NE 1/4
 NE 1/4 NW 1/4
 SECTION 7
 N 1/2 N 1/2
 SW 1/4 NW 1/4
 W 1/2 SW 1/4
 SECTION 8
 N 1/2 N 1/2
 SECTION 9
 NW 1/4
 SECTION 10
 TOWNSHIP 8 SOUTH, RANGE 4 WEST, W.M.

ALL
 SECTION 15
 SE 1/4 SE 1/4
 SECTION 21
 ALL
 SECTION 22
 W 1/2
 SE 1/4
 SECTION 23
 S 1/2
 SECTION 24
 ALL
 SECTIONS 25, 26
 N 1/2
 E 1/2 SE 1/4
 SECTION 27
 NE 1/4 NE 1/4
 SECTION 28
 E 1/2 E 1/2
 SECTION 35
 ALL
 SECTION 36
 TOWNSHIP 7 SOUTH, RANGE 5 WEST, W.M.

N 1/2 N 1/2
 SE 1/4 NE 1/4
 NE 1/4 SE 1/4
 SECTION 1
 TOWNSHIP 8 SOUTH, RANGE 5 WEST, W.M.

In the event of a request for a change in point of appropriation, an additional point of appropriation or alternation of the appropriation facility associated with this authorized diversion, the quantity of water allowed herein, together with any other right, shall not exceed the capacity of the facility at the time of perfection of this right.

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, shall keep a complete record of the amount of water used each month and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water use information, including the place and nature of use of water under the permit.

- 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.

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.

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 March /4, 1996 and shall be completed on or before October 1, 1999. Complete application of water shall be made on or before October 1, 1999.

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 finds that the proposed use(s) of water described by this permit, as conditioned, would not impair or be detrimental to the public interest.

Issued this date, March /4, 1995.

/s/ MARTHA O. PAGEL

Water Resources Department
Martha O. Pagel
Director