

STATE OF OREGON

COUNTY OF CLACKAMAS

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

DON AND GALE RIGBY
3030 S.W. CHILDS ROAD
LAKE OSWEGO, OREGON 97034

503-638-3030

to use the waters of A WELL IN THE WILLAMETTE BASIN for IRRIGATION of 11.83 ACRES AND MAINTENANCE OF AN UNNAMED RESERVOIR CONSTRUCTED UNDER APPLICATION R-73767, PERMIT R-11576 FOR RECREATION, AESTHETICS, FISH LIFE AND WILDLIFE USE.

This permit is issued approving APPLICATION G-13560. The date of priority is NOVEMBER 17, 1993. The use is limited to not more than 0.148 CUBIC FOOT PER SECOND (CFS) BEING FURTHER LIMITED TO NOT MORE THAN 0.148 CFS FOR IRRIGATION AND 0.01 CFS FOR RESERVOIR MAINTENANCE, or its equivalent in case of rotation, measured at the well.

The well is located as follows:

SE 1/4 NE 1/4 SECTION 20, T 2 S, R 1 E, W.M.; 590 FEET NORTH AND 1085 FEET WEST FROM THE E 1/4 CORNER OF SECTION 20.

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 season for irrigation is March 1 through October 31.

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:

| | | | |
|---------------|------|-------|-----------|
| SW 1/4 NE 1/4 | 3.63 | ACRES | |
| SE 1/4 NE 1/4 | 7.00 | ACRES | RESERVOIR |
| NW 1/4 SE 1/4 | 1.20 | ACRES | |

SECTION 20

TOWNSHIP 2 SOUTH, RANGE 1 EAST, 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 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.
- 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.

Under this permit, there shall be no groundwater production from shallower than 100 feet below the land surface.

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 29, 1996 and shall be completed on or before October 1, 1997. Complete application of the water shall be made on or before October 1, 1998.

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 29, 1995.


for Water Resources Department
Martha O. Pagel
Director