

STATE OF OREGON

COUNTY OF LINN

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

TRACY E. MOUNT
37225 JEFFERSON-SCIO ROAD
SCIO, OREGON 97374

503-394-3315

to use the waters of A WELL in the WILLAMETTE RIVER BASIN for
IRRIGATION OF 45.7 ACRES.

This permit is issued approving Application G-13516. The date of
priority is SEPTEMBER 28, 1993. The use is limited to not more than
0.57 CUBIC FOOT PER SECOND, or its equivalent in case of rotation,
measured at the well.

The well is located as follows:

NW 1/4 SW 1/4, SECTION 10, TOWNSHIP 10 SOUTH, RANGE 2 WEST, WM;
1040 FEET SOUTH AND 560 FEET EAST FROM THE INTERIOR ELL CORNER DLC 54.

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:

SW 1/4 NE 1/4	19.2 ACRES
NE 1/4 SW 1/4	4.9 ACRES
NW 1/4 SW 1/4	21.6 ACRES

SECTION 10
TOWNSHIP 10 SOUTH, RANGE 2 WEST, WM

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.

"CERTIFICATE NO. 76538 €

- 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.

The permittee shall obtain a static water-level measurement for each well during March of each year and report the measurement to the Department within thirty days. The measurement shall be made by a certified water-rights examiner, registered professional geologist, certified engineering geologist, professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board. Water levels shall be reported as depth-to-water below ground level and shall be accompanied by supporting calculations. Reports and calculations shall be provided to the Department on forms provided by the Department and shall be certified as to their accuracy by the individual making the measurements. If a well listed on this permit displays a total static water-level decline of 25 or more feet over any period of years, as compared to the reference level, then the permittee shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s). Such action shall be taken until the water level recovers to above the 25-foot decline level or until the Department determines, based on the permittee's or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or senior water rights. The reference level for water-level declines shall be the second annual measurement taken after water use begins under the terms of this permit. The permittee shall in no instance allow excessive decline to occur within the aquifer as a result of use under this permit.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

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.

The use of water under this permit does not allow ground water production from the upper alluvial material currently tapped by the existing well. The current well must be deepened and properly constructed to develop water from the alluvial material below the clay layer at about 80 to 120 feet below land surface. No water may be appropriated under this permit until the well has been reconstructed.

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 April 24, 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 finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

In processing the application towards issuance of the permit, it appears that a clerical error was inadvertently made regarding the date actual construction work shall begin. The permit stated that actual construction work shall begin on or before April 24, 1995. In the issuance of this superseding permit, actual construction work shall begin on or before April 24, 1996.

Issued this date June 26, 1995.

MARtha O. PAGEL

Water Resources Department
Martha O. Pagel
Director

