

STATE OF OREGON

COUNTY OF MARION

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

MORSE BROTHERS, INC. (INDUSTRIAL PARK-SALEM)
32260 HWY 34
TANGENT, OREGON 97389

503-928-6491

The specific limits for the use are listed below along with conditions of use.

APPLICATION FILE NUMBER: G-12673

SOURCE OF WATER: TWO SUMP PONDS, TRIBUTARY OF CLAGGET CREEK

PURPOSE OR USE: INDUSTRIAL USE

RATE OF USE: 4.46 CUBIC FEET PER SECOND (CFS), BEING 1.56 CFS MAXIMUM FROM EACH OF THREE PUMPS IN TWO SUMP PONDS

PERIOD OF ALLOWED USE: WATER MAY BE APPROPRIATED FOR INDUSTRIAL USE FROM SEPTEMBER 1 THROUGH JUNE 30 EACH YEAR

DATE OF PRIORITY: OCTOBER 3, 1991

POINT OF DIVERSION LOCATION: SW 1/4 NW 1/4, SECTION 12, T7S, R3W, W.M.:
PUMP 1 - 360 FEET SOUTH AND 450 FEET WEST; PUMP 2 - 440 FEET SOUTH AND 450 FEET WEST; PUMP 3 - 440 FEET SOUTH AND 180 FEET WEST, ALL FROM THE NW 1/16 OF SECTION 12

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SE 1/4 NE 1/4
NE 1/4 SE 1/4
SECTION 11

NW 1/4
NE 1/4 SW 1/4
NW 1/4 SW 1/4
SECTION 12

TOWNSHIP 7 SOUTH, RANGE 3 WEST, W.M.

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

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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.

As used in the following conditions, "Well" means any artificial opening or artificially altered natural opening, however made, by which ground water is sought or through which ground water flows under natural pressure or is artificially withdrawn.

Notwithstanding the pump test required herein, no pump test shall be required of any well included in this permit with a diameter greater than 36 inches and a depth less than 30 feet.

All dug wells greater than 12 feet in depth shall be constructed with a watertight surface curbing extending from a minimum of 12 inches above land surface to a depth of 18 feet below land surface. In the case of wells ranging from 12 to 21 feet in depth, water tight surface casing shall extend to within three feet of the bottom of the well. Open wells, sometimes called sumps, which exceed ten feet in average diameter are exempt from these construction requirements, but are subject to all the requirements covering the use of groundwater.

STANDARD CONDITIONS

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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.

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 the beneficial use of water without waste. The water user is advised that new regulations may require the 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.

Actual construction of a well or other means of developing and securing groundwater shall begin within one year from permit issuance and shall be completed on or before October 1, 1998. Complete application of the water to the use shall be made on or before October 1, 1999.

Issued March 15, 1996

 (for)

Water Resources Department
Martha O. Pagel
Director