

STATE OF OREGON

COUNTY OF LANE

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

MARJORY AND ROGER GOSSLER
1200 WEAVER RD
SPRINGFIELD, OREGON 97478

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-12530

SOURCE OF WATER: ONE WELL IN THE MCKENZIE RIVER BASIN, USE TO BE MITIGATED BY STORAGE RELEASES FROM WILLAMETTE BASIN PROJECT RESERVOIRS, CONSTRUCTED UNDER PERMIT R-5363, TRIBUTARY TO THE MCKENZIE RIVER

PURPOSE OR USE: IRRIGATION OF 4.0 ACRES AND NURSERY OPERATIONS OF 5.0 ACRES.

RATE OF USE: 0.11 CUBIC FOOT PER SECOND; BEING NOT MORE THAN 22.5 ACRE-FEET DURING THE PERIOD JULY 1 THROUGH SEPTEMBER 30 OF EACH YEAR

PERIOD OF ALLOWED USE: NURSERY OPERATIONS - YEAR ROUND; IRRIGATION - MARCH 1 THROUGH OCTOBER 31 OR AS MAY BE FURTHER LIMITED BY A BUREAU OF RECLAMATION WATER SUPPLY CONTRACT

DATE OF PRIORITY: MAY 9, 1991

POINT OF DIVERSION LOCATION: SW 1/4 SE 1/4, SECTION 26, T17S, R2W, W.M.; 500 FEET NORTH AND 2500 FEET EAST FROM THE SW CORNER OF SECTION 26

The amount of water used for NURSERY OPERATIONS is limited to a diversion of 0.15 cubic foot per second per acre. For the irrigation of **containerized nursery plants**, the amount of water diverted is limited to ONE-FORTIETH of one cubic foot per second (or its equivalent) and 5.0 acre feet per acre per year. For the irrigation of **in ground nursery plants** the amount of water diverted is limited to ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre feet per acre per year. The use of water for NURSERY OPERATIONS may be made at anytime of the year that the use is beneficial. For the irrigation of **any other crop**, the amount of water diverted is limited to ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre feet per acre during the irrigation season of each year.

"CERTIFICATE NO. 76496"

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THE PLACE OF USE IS LOCATED AS FOLLOWS:

SW 1/4 SE 1/4 9.0 ACRES
SECTION 26
TOWNSHIP 17 SOUTH, RANGE 2 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.
- 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.

The use of water under this right is subject to the terms and conditions of contract No. 7-07-10-W1152, or a satisfactory replacement, between the Bureau of Reclamation and the applicant, a copy of which is on file in the records of the Water Resources Department.

STANDARD CONDITIONS

The well shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The well 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 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,

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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.

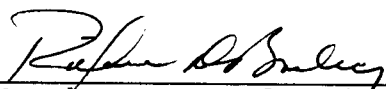
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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 the well shall begin within one year from permit issuance. Complete application of water to the use shall be made on or before October 1, 2001.

Issued May 14, 1997



for Martha O. Pagel, Director
Water Resources Department

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Basin 02

Water Resources Department
Volume McKenzie River & Misc.
MGMT.CODES 1BF, 1BW

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District 02