

STATE OF OREGON

COUNTY OF MARION

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

DAVID AND REBECCA CAMPBELL
5272 BRUSH CREEK DR. NE
SILVERTON, OREGON 97381

PHONE: (503) 573-7123

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

APPLICATION FILE NUMBER: G-14355

SOURCE OF WATER: TWO WELLS, IN THE SILVER CREEK BASIN

PURPOSE OR USE: PRIMARY IRRIGATION OF 15.8 ACRES FROM WELL #1 AND WELL #2 AND SUPPLEMENTAL IRRIGATION OF 24.2 ACRES FROM WELL #2 ONLY

MAXIMUM RATE: A CUMULATIVE TOTAL OF NO MORE THAN 0.5 CUBIC FOOT PER SECOND (CFS) AT ANY ONE TIME, BEING NO MORE THAN 0.197 CFS FROM WELL #1 AND NO MORE THAN 0.5 CFS FROM WELL #2

PERIOD OF USE: MARCH 1 THROUGH APRIL 30 FROM WELL #1 AND MARCH 1 THROUGH OCTOBER 31 FROM WELL #2

DATE OF PRIORITY: JULY 26, 1996

POINT OF DIVERSION LOCATION: SW 1/4 SW 1/4, SECTION 33, T6S, R1W, W.M.; WELL #1 - 1100 FEET NORTH & 350 FEET EAST, WELL #2 - 1050 FEET NORTH & 350 FEET EAST BOTH FROM SW CORNER, SECTION 33

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 PLACE OF USE IS LOCATED AS FOLLOWS:

	PRIMARY	SUPPLEMENTAL
SW 1/4 SW 1/4	15.8 ACRES	24.2 ACRES
	SECTION 33	
	TOWNSHIP 6 SOUTH, RANGE 1 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.

Application G-14355 Water Resources Department

PERMIT G-13148

- 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.

This right is limited to any deficiency in the available supply of any prior right existing for the same land.

In the event of a request for a change in point of appropriation, an additional point of appropriation or alteration 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.

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.

Well #2 shall be cased and sealed into the basalts.

Groundwater production, from Well #2, shall only be from the basalt groundwater reservoir.

(1) Use of water from Well #2, as allowed herein, shall be controlled or shut off if the well displays:

- (a) An average water level decline of three or more feet per year for five consecutive years; or
- (b) A total water level decline of fifteen or more feet; or
- (c) A hydraulic interference decline of fifteen or more feet in any neighboring well providing water for senior exempt uses or wells covered by prior rights.

(2) The water user shall install a meter or other measuring device suitable to the Director, and shall submit an annual report of water used to the Department by December 1 of each year.

(3) The permittee/appropriator shall be responsible for complying with each of the following requirements for measuring water levels in the well.

(a) Use of water from a new well shall not begin until an initial static water level in the well has been measured and submitted to the Department.

(b) In addition to the measurement, required in subsection (a) of this section, a water level measurement shall be made each year during the period March 1 through March 31.

(c) All water level measurements shall be made by a qualified individual. Qualified individuals are certified water rights examiners, registered geologists, registered professional engineers, licensed land surveyors, licensed water well constructor, licensed pump installer, or the permittee/appropriator.

(d) Any qualified individual measuring a well shall use standard methods of procedure and equipment designed for the purpose of well measurement. The equipment used shall be well suited to the conditions of construction at the well. A list of standard methods of procedure and suitable equipment shall be available from the Department.

(e) The permittee/appropriator shall submit a record of the measurement to the Department on a form available from the Department. The record of measurement shall include both measurements and calculations, shall include a certification as to their accuracy signed by the individual making the measurements, and shall be submitted to the Department within 90 days from the date of measurement. The Department shall determine when any of the declines cited in section (1) are evidenced by the well measurement required in section (3).

STANDARD CONDITIONS

The wells 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 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.

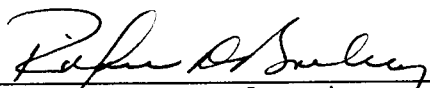
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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

Issued June 18, 1997



for Martha O. Pagel, Director
Water Resources Department

Application G-14355
Basin 02
LKS

Water Resources Department
Volume 14 BRUSH CREEK
MGMT.CODES 7BG, 7BR, 7IR, 7IG

PERMIT G-13148
District 16