

STATE OF OREGON

COUNTY OF CLACKAMAS

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

INTERFOR U.S. INC  
15555 S HWY 211  
MOLALLA, OR 97038

**This superseding permit is issued to correct a scrivener's error in the direction of the range for the points of appropriation and place of use issued May 25, 2018. This permit contains the correct range for the points of appropriation and place of use, and to describe an amendment for an additional point of appropriation proposed under Permit Amendment Application T-12746 and approved by Special Order Vol. 108, Page 384, entered May 25, 2018, and to describe an assignment to a new permittee approved May 25, 2005, and an extension of time for complete application of water approved September 22, 2011, and an assignment to a new permittee approved September 27, 2013, and an extension of time for complete application of water approved November 21, 2014. This permit supersedes Permit G-18040.**

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

APPLICATION FILE NUMBER: G-15109

SOURCE OF WATER: WELL #3 AND WELL #4 IN MOLALLA RIVER BASIN

PURPOSE OR USE: INDUSTRIAL USE

MAXIMUM RATE: 0.111 CUBIC FOOT PER SECOND

PERIOD OF USE: YEAR ROUND

DATE OF PRIORITY: MARCH 13, 2000

AUTHORIZED POINTS OF APPROPRIATION:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
5 S	2 E	WM	3	NE SW	WELL 3 – 1320 FEET NORTH AND 140 FEET WEST FROM THE S1/4 CORNER OF SECTION 3
5 S	2 E	WM	3	SE SW	WELL 4 – 905 FEET NORTH AND 290 FEET WEST FROM THE S1/4 CORNER OF SECTION 3

## AUTHORIZED PLACE OF USE:

INDUSTRIAL USE				
Twp	Rng	Mer	Sec	Q-Q
5 S	2 E	WM	3	NE SW
5 S	2 E	WM	3	SE SW
5 S	2 E	WM	3	NW SE
5 S	2 E	WM	3	SW SE

Permit Amendment T-12746 Conditions:

The combined quantity of water diverted at the new points of appropriation, together with that diverted at the original point of appropriation, shall not exceed the quantity of water lawfully available at the original point of appropriation.

## Water use measurement conditions:

- a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device at each point of appropriation (new and existing).
- b. The water user shall maintain the meters or measuring devices in good working order.
- c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.

Groundwater production shall be from alluvium.

Original Permit Conditions:

## 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 water under this permit. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.

Groundwater production shall only be from the sandstone groundwater reservoir between approximately 240 feet and 260 feet below land surface.

### **STANDARD CONDITIONS**

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 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.

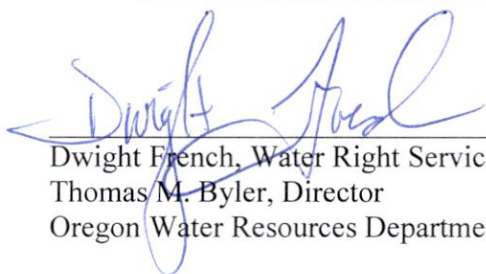


The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

The original permit was issued March 13, 2003. Complete application of the water to the use was to be made on or before October 1, 2007. By Extension of Time Final Order dated November 11, 2014, the deadline of complete application of water was extended to on or before October 1, 2018. If the water is not completely applied before this date, and the permittee wishes to continue development under the permit, the permittee must submit an application for extension of time, which may be approved based upon the merit of the application.

Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner (CWRE).

Issued           **JUL 31 2018**          .



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Dwight French, Water Right Services Division Administrator, for  
Thomas M. Byler, Director  
Oregon Water Resources Department

**REAL ESTATE TRANSACTIONS:** Pursuant to ORS 537.330, in any transaction for the conveyance of real estate that includes any portion of the lands described in this permit, the seller of the real estate shall, upon accepting an offer to purchase that real estate, also inform the purchaser in writing whether any permit, transfer approval order, or certificate evidencing the water right is available and that the seller will deliver any permit, transfer approval order or certificate to the purchaser at closing, if the permit, transfer approval order or certificate is available.

**CULTURAL RESOURCES PROTECTION LAWS:** Permittees involved in ground-disturbing activities should be aware of federal and state cultural resources protection laws. ORS 358.920 prohibits the excavation, injury, destruction or alteration of an archeological site or object, or removal of archeological objects from public and private lands without an archeological permit issued by the State Historic Preservation Office. 16 USC 470, Section 106, National Historic Preservation Act of 1966 requires a federal agency, prior to any undertaking to take into account the effect of the undertaking that is included on or eligible for inclusion in the National Register. For further information, contact the State Historic Preservation Office at 503-378-4168, extension 232.