

STATE OF OREGON

COUNTY OF CLACKAMAS

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

SPRINGWATER ESTATES HOME OWNERS ASSOCIATION, INC.
21969 S WOODLAND WAY
ESTACADA, OR 97023

This superseding permit is issued to describe an amendment for an additional point of appropriation proposed under Permit Amendment Application T-12747 and approved by Special Order Vol. 112, Page 706, entered March 11, 2019, and to describe an extension of time for complete application of water approved November 11, 2016. This permit supersedes Permit G-13630.

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

APPLICATION FILE NUMBER: G-14511

SOURCE OF WATER: THREE WELLS IN EAGLE CREEK BASIN

PURPOSE OR USE: DOMESTIC USE FOR FIFTY-FIVE HOUSEHOLDS INCLUDING IRRIGATION OF LAWN OR NON-COMMERCIAL GARDEN NOT TO EXCEED 1/2 ACRE IN AREA FOR EACH

MAXIMUM RATE: 0.28 CUBIC FOOT PER SECOND

PERIOD OF USE: YEAR ROUND

DATE OF PRIORITY: MAY 1, 1997

POINTS OF DIVERSION ARE LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
3 S	3 E	WM	24	SW NE	WELL 1 - 449 FEET NORTH AND 629 FEET EAST FROM THE STONE DLC 49/BIDWELL DLC 52 MONUMENT AT THE INTERSECTION OF THE DLC AND RD. NO. 28, WITHIN SECTION 24
3 S	3 E	WM	24	NW SE	WELL 2 - 458 FEET SOUTH AND 285 FEET EAST FROM THE STONE DLC 49/BIDWELL DLC 52 MONUMENT AT THE INTERSECTION OF THE DLC AND RD. NO. 28, WITHIN SECTION 24
3 S	3 E	WM	24	NW SE	WELL 3 - 2100 FEET NORTH AND 1200 FEET WEST FROM THE SE CORNER OF SECTION 24

THE PLACE OF USE IS LOCATED AS FOLLOWS:

DOMESTIC USE FOR FIFTY-FIVE HOUSEHOLDS INCLUDING IRRIGATION OF LAWN OR NON- COMMERCIAL GARDEN NOT TO EXCEED 1/2 ACRE IN AREA FOR EACH					
Twp	Rng	Mer	Sec	Q-Q	Households
3 S	3 E	WM	13	SW NE	1
3 S	3 E	WM	13	SE NW	5
3 S	3 E	WM	13	NW SE	8
3 S	3 E	WM	13	SW SE	6
3 S	3 E	WM	13	SE SE	2
3 S	3 E	WM	24	NW NE	2
3 S	3 E	WM	24	SW NE	7
3 S	3 E	WM	24	SE NE	7
3 S	3 E	WM	24	NE SE	4
3 S	3 E	WM	24	NW SE	3
3 S	4 E	WM	19	NW SW	3
3 S	4 E	WM	19	SW SW	5
3 S	4 E	WM	19	SE SW	2

Permit Amendment T-12747 Conditions:

The combined quantity of water diverted at the new point of appropriation (Well 3), together with that diverted at the old points of appropriation (Wells 1 and 2), shall not exceed the quantity of water lawfully available at the original points of appropriation (Wells 1 and 2).

Water use measurement conditions:

- 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 the new point of appropriation.
- The water user shall maintain the meters or measuring devices in good working order.
- 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.

Water shall be acquired from the same aquifer as the original point of appropriation.

Extension of Time Conditions:

Permit Amendment Condition

The use of Well 3 (L-33712) is subject to this Permit Amendment Condition.

The permit holder shall apply for a Permit Amendment by October 1, 2017 to add Well 3 (L-33712) under Permit G-13630.

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

If substantial interference with surface water or 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.

Use of water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

STANDARD CONDITIONS

The wells shall be constructed and maintained in accordance with the General Standards for the Construction and Maintenance of Water Supply Wells in Oregon. The works shall be equipped with a usable access port 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 to the Water Resources Department the results of a pump test meeting the Department's standards for each point of appropriation (well), unless an exemption has been obtained in writing under OAR 690-217. The Director may require water-level or pump-test 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.

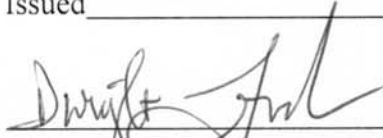
The use of water shall be limited when it interferes with any prior surface or ground water rights.

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 31, 1999. Actual construction and complete application of the water to the use was to be made on or before October 1, 2002. By Extension of Time Final Order dated November 11, 2016, the deadline for complete application of water to use was extended to October 1, 2021. 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).

MAR 11 2019

Issued _____;



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