

STATE OF OREGON

COUNTY OF MARION

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT SHALL EXPIRE OCTOBER 31, 2025

THIS PERMIT IS HEREBY ISSUED TO

EARL J VAN VOLKINBURG
3675 VITAE SPRINGS ROAD S
SALEM, OREGON 97306

KAY FREUND
ROBERT FREUND
3535 VITAE SPRINGS RD S
SALEM, OR 97306

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

APPLICATION FILE NUMER: G-12961

SOURCE OF WATER: WELL 1 (MARI 12101), WELL 2 (MARI 12102), AND WELL 3 (MARI 17884) IN THE CROISAN CREEK BASIN

PURPOSE OR USE: IRRIGATION OF 30.0 ACRES

MAXIMUM RATE: 0.11 CUBIC FOOT PER SECOND, OR ITS EQUIVALENT IN THE CASE OF ROTATION, MEASURED AT THE WELL

THIS PERMIT IS AMENDED BY PERMIT AMENDMENT T-8182 EFFECTIVE JULY 3, 2001. ADDITIONAL POINTS OF APPROPRIATION AND PLACE OF USE MODIFICATIONS ARE REFLECTED IN THIS PERMIT RENEWAL. NO ADDITIONAL QUANTITY OF WATER IS AUTHORIZED.

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: JUNE 4, 1992

AUTHORIZED POINTS OF APPROPRIATION:

POA Name	Twp	Rng	Mer	Sec	Q-Q	Measured Distances
WELL 1	8 S	3 W	WM	18	SE SW	525 FEET NORTH AND 820 FEET WEST FROM S ¼ CORNER, SECTION 18
WELL 2	8 S	3 W	WM	18	NE SW	1450 FEET NORTH AND 175 FEET WEST FROM S ¼ CORNER, SECTION 18
WELL 3	8 S	3 W	WM	18	SW SE	650 FEET NORTH AND 600 FEET EAST FROM S ¼ CORNER, SECTION 18

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 1.0 acre-feet for each acre irrigated during the irrigation season of each year.

AUTHORIZED PLACE OF USE:

Twp	Rng	Mer	Sec	Q-Q	Acres
8 S	3 W	WM	18	NE SW	2.0
8 S	3 W	WM	18	SE SW	18.0
8 S	3 W	WM	18	NW SE	1.0
8 S	3 W	WM	18	SW SE	9.0

The use of water under this permit will expire on October 31, 2025. This permit may be renewed for additional periods of time, not to exceed five years, if the Director finds the groundwater resource can probably support the continued use.

1. The well 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.
2. **Water Use Measurement, Recording, and Reporting Condition:**
 - A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter at each point of appropriation. The permittee shall maintain the device in good working order.
 - B. The permittee shall allow the watermaster access to the device; provided however, where any device is located within a private structure, the watermaster shall request access upon reasonable notice.
 - C. The permittee shall keep a complete record of the volume of water used each month, and shall submit an annual 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.
 - D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

3. **Static Water Level Condition:**

The permittee shall obtain a static water-level measurement for each well during **March** of each year and report the measurement to the Department within **thirty** days. The measurement shall be made by a certified water-rights examiner, registered professional geologist, certified engineering geologist, professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board, licensed land surveyor, or the permittee/appropriator. Water levels shall be reported as depth-to-water below ground level and shall be accompanied by supporting calculations.

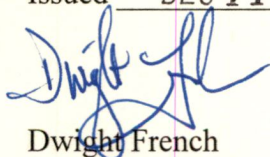
Reports and calculations shall be provided to the Department on forms provided by the Department and shall be certified as to their accuracy by the individual making the measurements. If a well listed on this permit displays a total static water-level decline of 15 or more feet over any period of years,

as compared to the reference level, then the permittee shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s). Such action shall be taken until the water-level recovers to above the 15-foot decline level or until the Department determines, based on the permittee's or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or senior water rights.

The reference level for water-level declines shall be the second annual measurement taken after water use begins under the terms of this permit. The permittee shall in no instance allow excessive decline to occur within the aquifer as a result of use under this permit.

4. **For the purpose of considering subsequent renewals of this permit, the Department will be using 62.66 feet below land surface for Well 1, 84.0 feet below land surface for Well 2, and 24.0 feet below land surface for Well 3, as the reference static water levels.**
5. Within two years of permit issuance, the permittee shall prepare a plan for the Director which shall indicate the steps for obtaining a long term water supply.
6. A static water level measurement shall be made and submitted before any use of water may commence from the wells.
7. **Failure to provide March static water level measurements may result in suspension of water use from the well(s) authorized under this permit, or cancellation of the permit.**
8. Within one year after making beneficial use of water, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner.
9. 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.
10. This permit is for beneficial use of water without waste. The water user is advised that new regulations may require use of best practical technologies or conservation practices to achieve this end.
11. 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.
12. The use of water shall be limited when it interferes with any prior surface or ground water rights.

Issued DEC 11 2020



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