

STATE OF OREGON

COUNTY OF MARION

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT SHALL EXPIRE 10/31/2025

THIS PERMIT IS HEREBY ISSUED TO

WIPBC1 LLC
1410 LAKESIDE CT
SUITE 109
YAKIMA WA 98902

NORTHWEST FARM CREDIT SERVICES
9915 ST THOMAS DR
PASCO WA 99301

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

APPLICATION FILE NUMBER: G-15037

SOURCE OF WATER: WELL 1 (MARI 18140/L130135) IN BATTLE CREEK BASIN

PURPOSE OR USE: IRRIGATION OF 30.0 ACRES

MAXIMUM RATE: THE USE OF WATER UNDER THIS PERMIT SHALL BE LIMITED TO A TOTAL COMBINED CUMULATIVE DIVERSION WITH THE WATER RIGHTS ISSUED UNDER PERMITS G-18617 AND G-18617 OF NOT MORE THAN 0.134 CUBIC FOOT PER SECOND AT ANY ONE TIME

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: SEPTEMBER 24, 1999

AUTHORIZED POINT OF APPROPRIATION:

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|-----|-----|-----|-----|-------|--|
| 8 S | 3 W | WM | 25 | SE NW | 620 FEET SOUTH AND 1230 FEET WEST FROM SW CORNER, NWNE, SECTION 25 |

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 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 | 25 | SW NW | 5.0 |
| 8 S | 3 W | WM | 25 | SE NW | 8.0 |
| 8 S | 3 W | WM | 25 | NE SW | 15.0 |
| 8 S | 3 W | WM | 25 | NW SW | 2.0 |

PERMIT SPECIFIC CONDITIONS

1. 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.
2. **Water Use Measurement, Recording, and Reporting:**
 - 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 Director may require the permittee to keep and maintain a record of the volume of water diverted, 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.
 - D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.
3. Irrigation allowed under this permit shall be by drip irrigation or by an equally efficient method.
4. Use of water from the well, 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.
5. 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).
6. Failure to provide March static water level measurements will likely result in suspension of water use from the well(s) authorized under this permit, until compliance with the annual measurement requirement is met.
7. For the purpose of considering subsequent renewals of this permit, the Department will be using the initial March measurement of 162.5 feet below land surface as the reference static water level.
8. **This permit shall expire 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 likely support the continued use. The following conditions shall have been met by the permittee in order for the Department to consider renewal.
- A. 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.
 - B. 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. **Well Identification Tag:**

Prior to using water from any well listed on this permit, the permittee shall ensure that the well has been assigned an OWRD Well Identification Number (Well ID tag), which shall be permanently attached to the well. The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level, or pump test data.

STANDARD CONDITIONS

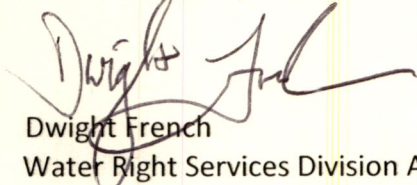
1. If the number, location, source, or construction of any well deviates from that proposed in the permit application or required by permit conditions, this permit may be subject to cancellation, unless the Department authorizes the change in writing.

2. 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.
3. The well(s) 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.
4. Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.
5. This right is limited to any deficiency in the available supply of any prior right existing for the same land.
6. 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.
7. 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.

DEVELOPMENT AND COMPLETION TIMELINE REQUIREMENTS

1. 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 data every ten years thereafter.
2. Construction of the well shall begin within five years of the date of permit issuance. The deadline to begin construction may not be extended. This permit is subject to cancellation proceedings if the construction deadline to begin is missed.
3. Complete application of the water shall be made within five years of the date of permit issuance. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.
4. 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.

Issued JUN 08 2021



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

