



# STATE OF OREGON

CLACKAMAS COUNTY

"CERTIFICATE NO. 105874"

## PERMIT TO APPROPRIATE THE PUBLIC WATERS

This is to certify that I have examined APPLICATION G-9767 and do hereby grant the same SUBJECT TO EXISTING RIGHTS and the following limitations and conditions:

This permit is issued to Howard J. Smith, Four Mile Nursery of 27027 South Highway 170, Canby, Oregon 97013, phone 266-9572, for the use of the waters of one well, for the PURPOSE of irrigation and supplemental irrigation, containerized stock, being 500.0 gallons per minute for irrigation and supplemental irrigation, 150.0 gpm for containerized stock use, 75.0 gpm for greenhouse (holding house) use, and 500.0 gpm for related nursery uses, provided the total quantity of water diverted shall not exceed 500.0 gpm; that the PRIORITY OF THE RIGHT dates from June 4, 1980, and is limited to the amount of water which can be applied to beneficial use and shall not exceed 500.0 gallons per minute measured at the point of diversion from the well, or its equivalent in case of rotation with other water users.

The well is to be LOCATED: 167 feet North and 560 feet East from the Southwest Corner of Section 15, being within the SW 1/4 SW 1/4 of Section 15, Township 4 South, Range 1 East, W.M., in the County of Clackamas.

A description of the PLACE OF USE under the permit, and to which such right is ~~appurtenant~~ **9800** is as follows:

Township 4 South Range 1 East, W.M.	<u>Supplemental irrigation</u>		
	Section 15	SW 1/4 SW 1/4	6.1 acres
	Section 16	SE 1/4 SE 1/4	8.6 acres
	Section 21	NE 1/4 NE 1/4	1.4 acres
	Section 22	NE 1/4 NW 1/4	0.9 acre
		NW 1/4 NW 1/4	5.2 acres
	<u>Primary irrigation</u>		
	Section 15	SW 1/4 SW 1/4	11.1 acres
		SE 1/4 SW 1/4	8.2 acres
	Section 16	SW 1/4 SE 1/4	3.4 acres
		SE 1/4 SE 1/4	21.5 acres
	Section 21	NE 1/4 NE 1/4	24.1 acres
		NW 1/4 NE 1/4	6.2 acres
Section 22	NE 1/4 NW 1/4	0.5 acre	
	NW 1/4 NW 1/4	5.8 acres	
<u>Related Nursery use</u>			
Section 15	SW 1/4 SW 1/4	17.2 acres	
	SE 1/4 SW 1/4	8.2 acres	
Section 16	SW 1/4 SE 1/4	3.4 acres	
	SE 1/4 SE 1/4	30.1 acres	
Section 21	NE 1/4 NE 1/4	25.5 acres	
	NW 1/4 NE 1/4	6.2 acres	
Section 22	NE 1/4 NW 1/4	1.4 acres	
	NW 1/4 NW 1/4	11.0 acres	
<u>Containerized stock</u>			
Section 15	SW 1/4 SW 1/4	0.7 acre	
<u>Greenhouse (holding house)</u>			
Section 15	SW 1/4 SW 1/4	0.7 acre	

The AMOUNT OF WATER used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to 1/80 of one cubic foot per second per acre, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year, provided further that the right allowed herein shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein, and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

The well shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

The works constructed shall include an air line and pressure gauge or an access port for measuring line, adequate to determine water level elevation in the well at all times.

The permittee shall install and maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

Actual construction work shall begin on or before August 16, 1983 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1983.

Complete application of the water to the proposed use shall be made on or before October 1, 1984.

WITNESS my hand this 16th day of August, 1982.

**/s/ JAMES E. SEXSON**

WATER RESOURCES DIRECTOR

APPLICATION G-9767

PERMIT **G 9800**