



STATE OF OREGON

"CERTIFICATE NO. 62093" POLK COUNTY ASSIGNED, See Misc. Rec., Vol. 6 Page 1071

PERMIT TO APPROPRIATE THE PUBLIC WATERS

This is to certify that I have examined APPLICATION 63506 and do hereby grant the same SUBJECT TO EXISTING RIGHTS INCLUDING THE APPROPRIATE MINIMUM FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD and the following limitations and conditions:

This permit is issued to Marx Farms, Inc. of 7725 Crowley Road, Rickreall, Oregon 97371, phone 585-8075, for the use of the waters of Willamette River, for the PURPOSE of irrigation; that the PRIORITY OF THE RIGHT dates from May 3, 1982, and is limited to the amount of water which can be applied to beneficial use and shall not exceed 0.23 cubic foot per second measured at the point of diversion from the stream, or its equivalent in case of rotation with other water users.

The POINT OF DIVERSION is to be LOCATED: 440 feet South and 300 feet East from the N 1/4 Corner of Section 14, within the NW 1/4 NE 1/4 of Section 14, Township 8 South, Range 4 West, WM, in the County of Polk.

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

| | | | | | |
|------------------|------------------|------------|--------|--------|-----------|
| Township 8 South | Range 4 West, WM | Section 11 | SW 1/4 | SW 1/4 | 6.0 acres |
| | | | SE 1/4 | SW 1/4 | 9.0 acres |
| | | Section 14 | NW 1/4 | NW 1/4 | 2.0 acres |
| | | | NE 1/4 | NW 1/4 | 1.0 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, from direct flow 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, and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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, 1984.

Complete application of the water to the proposed use shall be made on or before October 1, 1985.

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

/s/ JAMES E. SEXSON

WATER RESOURCES DIRECTOR