



# STATE OF OREGON

County of CLACKAMAS

## PERMIT TO APPROPRIATE THE PUBLIC WATERS

This is to certify that I have examined APPLICATION 68024 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 Iseli Nursery, Inc. of 30590 SE Kelso, Sandy, Oregon 97009, phone 663-3822, for the use of the waters of Tickle Creek and Reservoir 3, a tributary of Deep Creek, to be constructed under Application R-68128, Permit R-9901, for the PURPOSE of supplemental irrigation, related nursery use and containerized nursery stock, being 0.65 cubic foot per second of water from Tickle Creek for supplemental irrigation, 0.16 cfs from Tickle Creek for related nursery use, and 5.5 cfs from Tickle\* that the PRIORITY OF THE RIGHT dates from March 5, 1984

and is limited to the amount of water which can be applied to beneficial use and shall not exceed 5.5 cubic feet per second

The POINT OF DIVERSION is to be LOCATED: Reservoir 3 - 1200 feet North and 1250 feet West from the Center Corner of Section 8; Tickle Creek - 600 feet North and 1580 feet East from the Southwest Corner of Section 8, both being within the SE 1/4 SW 1/4 of Section 8, Township 2 South, Range 4 East, WM, in the County of Clackamas.

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

\* Creek and Reservoir 3 for containerized nursery stock

Township 2 South, Range 4 East, WM Section 8 NE 1/4 NW 1/4	Container nursery operation
NW 1/4 NW 1/4	Container nursery operation
SW 1/4 NW 1/4	Container nursery operation
SE 1/4 NW 1/4	Container nursery operation
SW 1/4 NE 1/4	Container nursery operation
NE 1/4 SW 1/4	Container nursery operation
NW 1/4 SW 1/4	Container nursery operation
SW 1/4 SW 1/4	Container nursery operation
SE 1/4 SW 1/4	Container nursery operation

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Township 2 South, Range 4 East, WM Section 7 NW 1/4 NE 1/4	26.4 acres	Supplemental irrigation
NW 1/4 NE 1/4		Related nursery use
SW 1/4 NE 1/4		Container nursery operation
NE 1/4 NW 1/4		Container nursery operation
NE 1/4 NW 1/4	20.8 acres	Supplemental irrigation
NE 1/4 NW 1/4		Related nursery use
SE 1/4 NW 1/4	4.7 acres	Supplemental irrigation
SE 1/4 NW 1/4		Related nursery use
SE 1/4 NW 1/4		Container nursery operation
NW 1/4 SE 1/4		Container nursery operation
NE 1/4 SW 1/4		Container nursery operation
SE 1/4 SW 1/4		Container nursery operation

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 from direct flow and storage from reservoir to be constructed under Permit R-9901, 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.

Actual construction work shall begin on or before July 30, 1985, and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1986. Extended to October 1987

Complete application of the water to the proposed use shall be made on or before October 1, 1987 *extended to 10-1-89*

Witness my hand this 30th day of July, 1984.

/s/ CHRIS L. WHEELER

DEPUTY DIRECTOR WATER RESOURCES DIRECTOR

This permit, when issued, is for the beneficial use of water. 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. It is possible that the land use you propose may not be allowed if it is not in keeping with the goals and the acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.