



STATE OF OREGON

County of YAMHILL

"CERTIFICATE NO. 41978"

PERMIT TO APPROPRIATE THE PUBLIC WATERS

This is to certify that I have examined APPLICATION 68296 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 Bailey Nurseries, Inc. (Don Pond, Manager) of Route 1, Box 9, Yamhill, Oregon 97148, phone 662-3244, for the use of the waters from an unnamed creek, tributary of Chehalem Creek, and reservoir constructed under * for the PURPOSE of irrigation of 87.3 acres

that the PRIORITY OF THE RIGHT dates from March 12, 1985

and is limited to the amount of water which can be applied to beneficial use and shall not exceed 1.09 cubic foot per second

The POINT OF DIVERSION is to be LOCATED: Dam - 1780 feet North and 1300 feet East from the Southwest Corner of Section 2, being within NW 1/4 SW 1/4 of Section 2; Creek - 2450 feet South and 250 feet West from the Northeast Corner of Section 10, being within the SE 1/4 NE 1/4 of Section 10, both within Township 3 South, Range 3 West, WM, in the County of Yamhill.

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

* Applications R-25833, R-28748 and R-29637, Permits R-1407, R-1560 and R-1761,

Township 3 South, Range 3 West, WM	Section 10 NW 1/4 NE 1/4	0.8 acre
	NE 1/4 NE 1/4	13.8 acres
	SW 1/4 NE 1/4	4.4 acres
	SE 1/4 NE 1/4	34.3 acres
	NW 1/4 SE 1/4	3.0 acres
	NE 1/4 SE 1/4	29.7 acres
	SE 1/4 SE 1/4	1.3 acres

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 from direct flow and storage provided further water shall not be appropriated during the period from July 31 through September 15 of each year except for stored water from reservoirs constructed under Permits R-1047, R-1560 and R-1761

Actual construction work shall begin on or before April 25, 1986, and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19 87.

Complete application of the water to the proposed use shall be made on or before October 1, 19 88

Witness my hand this 25th day of April, 19 85

/s/ WILLIAM H. YOUNG

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.

APPLICATION 68296

PERMIT

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