

STATE OF OREGON

COUNTY OF LINN

PERMIT TO APPROPRIATE THE PUBLIC WATERS

RAY RUBY
37955 FIR RIDGE ROAD
SCIO, OREGON 97374

503-394-2686

is hereby issued a permit to use the waters from THOMAS CREEK, BARN EFFLUENT FLUSHING SYSTEM AND STORED WATER FROM TWO WASTE WATER EFFLUENT PONDS TO BE CONSTRUCTED UNDER APPLICATION R-69817, PERMIT R-11107, for IRRIGATION AND SUPPLEMENTAL IRRIGATION OF 176.0 ACRES. The permit to the use of these waters has been issued under Application 69818 with a date of priority of JANUARY 30, 1989. The permit is limited to not more than 2.20 CUBIC FEET PER SECOND, BEING 1.54 CFS FROM THOMAS CREEK SUPPLEMENTED BY WATERS FROM THE BARN EFFLUENT FLUSHING SYSTEM AND TWO WASTE WATER EFFLUENT PONDS FOR IRRIGATION OF 123.0 ACRES, 0.31 CFS FROM THOMAS CREEK, BARN EFFLUENT FLUSHING SYSTEM AND TWO WASTE WATER EFFLUENT PONDS FOR SUPPLEMENTAL IRRIGATION OF 25.0 ACRES AND 0.35 CFS FROM BARN EFFLUENT FLUSHING SYSTEM AND TWO WASTE WATER EFFLUENT PONDS FOR IRRIGATION OF 28.0 ACRES, or equivalent amounts in case of rotation, measured at the point of diversion. The use of direct flow from Thomas Creek is not allowed after August 15 of each year.

The points of diversion are located as follows:

Thomas Cr.	NW 1/4 NW 1/4, Section 24, T 10 S, R 2 W, WM;
460 FEET SOUTH	& 1150 FEET EAST FROM NW CORNER, SECTION 24.
barn	NE 1/4 SW 1/4, Section 24, T 10 S, R 2 W, WM;
1245 FEET SOUTH	& 20 FEET WEST FROM CENTER, SECTION 24.
pond 1	NW 1/4 SE 1/4, Section 24, T 10 S, R 2 W, WM;
1000 FEET SOUTH	& 180 FEET EAST FROM CENTER, SECTION 24.
pond 2	NW 1/4 SE 1/4, Section 24, T 10 S, R 2 W, WM;
1150 FEET SOUTH	& 180 FEET EAST FROM CENTER, SECTION 24.

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 ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated 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. The permit shall be limited to any deficiency in the available supply of any prior permit for the same land and shall not exceed the limitation allowed herein.

It is provided further that in the interest of conserving the ground water supplies and in the interest of proper operation of the waste water effluent ponds, use of water from Thomas Creek, barn effluent flushing system and the two waste water effluent ponds, as allowed under this permit for supplemental irrigation, may be exercised at times when water is available at the primary sources, provided that the total quantity diverted from all sources of supply does not exceed the limitation allowed herein.

Application 69818

Water Resources Department

Permit 50670

CERTIFICATE NO.

23642

The use of water allowed under this permit shall conform to such reasonable rotation system as may be ordered by the proper state officer.

The place of use is as follows:

ACRES 1/41/4 SECTION TOWNSHIP RANGE, WM

Primary from Thomas Creek and supplemental from barn effluent and effluent ponds:

2.40	SW NE	24	10 S	2 W
10.80	SE NE	24	10 S	2 W
7.00	NW NW	24	10 S	2 W
13.00	SW NW	24	10 S	2 W
16.00	SE NW	24	10 S	2 W
21.10	NE SW	24	10 S	2 W
10.00	SE SW	24	10 S	2 W
26.90	NE SE	24	10 S	2 W
15.80	NW SE	24	10 S	2 W

Supplemental from Thomas Creek, barn effluent and effluent ponds:

6.20	NE SE	24	10 S	2 W
16.80	NW SE	24	10 S	2 W
2.00	SW SE	24	10 S	2 W

Primary from barn effluent and effluent ponds:

8.00	SW SE	24	10 S	2 W
20.00	SE SE	24	10 S	2 W

Total: 151.00 primary and 25.00 supplemental acres.

Actual construction work shall begin on or before July 14, 1990, and shall be completed on or before October 1, 1991. Complete application of the water to the use shall be made on or before October 1, 1992.

This permit 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.

The right is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

Issued this date, July 14, 1989.

/s/ WILLIAM H. YOUNG

Water Resources Department
William H. Young
Director