

STATE OF OREGON  
COUNTY OF MULTNOMAH

DRAFT PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

ESTATE OF JOHN W. KOPPLIN  
25700 NE SPRINGHILL ROAD  
GASTON, OREGON 97119

503-985-7365

to use the waters of GILBERT RIVER, UNNAMED DRAINAGE DITCH 1, UNNAMED DRAINAGE DITCH 2, AND MULTNOMAH CHANNEL, tributaries of COLUMBIA RIVER, for IRRIGATION OF 608.0 ACRES.

This Permit is issued approving Application 70080. The date of priority is SEPTEMBER 25, 1989. The use is limited to not more than 7.60 CUBIC FEET PER SECOND, being 2.75 cfs from Gilbert River, 1.97 cfs from Unnamed Drainage Ditch 1, 1.38 cfs from Unnamed Drainage Ditch 2, and 1.50 cfs from Multnomah Channel, or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

GILBERT RIVER - NW 1/4 SW 1/4, SECTION 32, T 3 N, R 1 W, W.M.; 2610 FEET NORTH AND 1250 FEET EAST FROM SW CORNER, SECTION 32.

UNNAMED DRAINAGE DITCH 1 - NW 1/4 SW 1/4, SECTION 32, T 3 N, R 1 W, W.M.; 1500 FEET NORTH AND 400 FEET EAST FROM SW CORNER, SECTION 32.

UNNAMED DRAINAGE DITCH 2 - NW 1/4 SE 1/4, SW 1/4 SE 1/4, SECTION 31, T 3 N, R 1 W, W.M.; 1650 FEET NORTH AND 2300 FEET WEST; 550 FEET NORTH AND 2000 FEET WEST, BOTH FROM SE CORNER, SECTION 31.

MULTNOMAH CHANNEL - SW 1/4 SW 1/4, SECTION 31, T 3 N, R 1 W, W.M.; 900 FEET NORTH AND 5 FEET EAST FROM SW CORNER, SECTION 31.

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 use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

Diversion screening or fish passage facilities shall be designed, installed, and operated to Oregon Department of Fish and Wildlife specifications.

This project was considered and approved by the Water Resources Commission on February 12, 1990.

A description of the proposed place of use under the Permit is as follows:

GILBERT RIVER

NE 1/4 NW 1/4	3.5 ACRES
NW 1/4 NW 1/4	40.0 ACRES
SW 1/4 NW 1/4	29.6 ACRES
SE 1/4 NW 1/4	3.4 ACRES
NE 1/4 SW 1/4	2.0 ACRES
NW 1/4 SW 1/4	13.0 ACRES

SECTION 5

NE 1/4 NE 1/4	23.7 ACRES
SE 1/4 NE 1/4	2.2 ACRES

SECTION 6

TOWNSHIP 2 NORTH, RANGE 1 WEST, W.M.

CERTIFICATE NO. 72368

SE 1/4 SE 1/4 26.3 ACRES  
SECTION 31

NE 1/4 SW 1/4 3.6 ACRES  
NW 1/4 SW 1/4 31.7 ACRES  
SW 1/4 SW 1/4 38.0 ACRES  
SE 1/4 SW 1/4 3.5 ACRES

SECTION 32

TOWNSHIP 3 NORTH, RANGE 1 WEST, W.M.

UNNAMED DRAINAGE DITCH 1

SW 1/4 NW 1/4 3.9 ACRES  
SECTION 5

NE 1/4 NE 1/4 13.1 ACRES  
NW 1/4 NE 1/4 17.2 ACRES  
SE 1/4 NE 1/4 9.0 ACRES

SECTION 6

TOWNSHIP 2 NORTH, RANGE 1 WEST, W.M.

NE 1/4 SE 1/4 40.2 ACRES  
NW 1/4 SE 1/4 29.7 ACRES  
SW 1/4 SE 1/4 20.0 ACRES  
SE 1/4 SE 1/4 14.4 ACRES

SECTION 31

NW 1/4 SW 1/4 7.8 ACRES  
SW 1/4 SW 1/4 2.0 ACRES

SECTION 32

TOWNSHIP 3 NORTH, RANGE 1 WEST, W.M.

UNNAMED DRAINAGE DITCH 2

NW 1/4 NE 1/4 9.3 ACRES  
NE 1/4 NW 1/4 17.1 ACRES

SECTION 6

TOWNSHIP 2 NORTH, RANGE 1 WEST, W.M.

NE 1/4 SW 1/4 25.9 ACRES  
SE 1/4 SW 1/4 25.9 ACRES  
NW 1/4 SE 1/4 11.0 ACRES  
SW 1/4 SE 1/4 20.9 ACRES

SECTION 31

TOWNSHIP 3 NORTH, RANGE 1 WEST, W.M.

MULTNOMAH CHANNEL

NE 1/4 NW 1/4 10.0 ACRES  
NW 1/4 NW 1/4 15.0 ACRES

SECTION 6

TOWNSHIP 2 NORTH, RANGE 1 WEST, W.M.

NE 1/4 SW 1/4 14.4 ACRES  
NW 1/4 SW 1/4 31.5 ACRES  
SW 1/4 SW 1/4 34.8 ACRES  
SE 1/4 SW 1/4 14.4 ACRES

SECTION 31

TOWNSHIP 3 NORTH, RANGE 1 WEST, W.M.

Actual construction work shall begin on or before FEBRUARY 16, 1991, 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.

Failure to comply with any of the provisions of this permit may result in action including, but not limited to restrictions on the use, civil penalties, or cancellation of the permit.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

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.

The use granted herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

Issued this date, FEBRUARY 16, 1990.

/s/ William H. Young

Water Resources Department  
William H. Young  
Director