

STATE OF OREGON

COUNTY OF CLACKAMAS

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

DAIOH INTERNATIONAL, U.S.A.
320 SW STARK STREET, SUITE 600
PORTLAND, OREGON 97204

503-936-8061

to use the waters of WILLAMETTE RIVER, a tributary of COLUMBIA RIVER, for IRRIGATION OF 232.0 ACRES, AND MAINTENANCE OF A RESERVOIR CONSTRUCTED UNDER PERMITS R-5631 AND R-5967 FOR AESTHETICS.

This Permit is issued approving Application 70620. The date of priority is SEPTEMBER 5, 1990 FOR IRRIGATION AND NOVEMBER 5, 1990 FOR AESTHETICS. The use is limited to not more than 3.05 CUBIC FEET PER SECOND (CFS); BEING 2.90 CFS FOR IRRIGATION AND 0.15 CFS FOR AESTHETICS or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NE 1/4 NE 1/4, SECTION 10, T 3 S, R 1 E, W.M.; 1050 FEET SOUTH AND 400 FEET WEST FROM NE CORNER, SECTION 10.

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

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.

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

NE 1/4 SW 1/4	12.0 ACRES
SW 1/4 SW 1/4	8.0 ACRES
SE 1/4 SE 1/4	14.0 ACRES
NE 1/4 SE 1/4	4.0 ACRES
NW 1/4 SE 1/4	4.0 ACRES
SW 1/4 SE 1/4	27.0 ACRES
SE 1/4 SE 1/4	22.0 ACRES
SECTION 3	

NE 1/4 NE 1/4	5.0 ACRES & AESTHETICS
NW 1/4 NE 1/4	10.0 ACRES & AESTHETICS
SW 1/4 NE 1/4	23.0 ACRES
NE 1/4 NW 1/4	20.0 ACRES
NW 1/4 NW 1/4	20.0 ACRES
SW 1/4 NW 1/4	3.0 ACRES
SE 1/4 NW 1/4	17.0 ACRES
NE 1/4 SW 1/4	20.0 ACRES
NW 1/4 SW 1/4	1.0 ACRE
SE 1/4 SW 1/4	10.0 ACRES
NW 1/4 SE 1/4	10.0 ACRES
SW 1/4 SE 1/4	2.0 ACRES
SECTION 10	

TOWNSHIP 3 SOUTH, RANGE 1 EAST, W.M.

Actual construction work shall begin on or before January 14, 1992, and shall be completed on or before October 1, 1992. Complete application of the water to the use shall be made on or before October 1, 1993.

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 of water allowed 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, JANUARY 14, 1991.

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/s/ WILLIAM H. YOUNG

Water Resources Department
William H. Young
Director

B+C EXT. to 10-1-95, 10-1-96