

STATE OF OREGON

COUNTY OF LINN

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

ROBERT H. AND MARY L. STEAGALL
38933 RIVER DRIVE
LEBANON, OREGON 97355

503-926-1522

to use the waters of SOUTH SANTIAM RIVER AND FOSTER RESERVOIR CONSTRUCTED UNDER PERMIT R-5363, a tributary of WILLAMETTE RIVER, for IRRIGATION OF 5.02 ACRES.

This Permit is issued approving Application 70776. The date of priority is OCTOBER 16, 1990. The use is limited to not more than 0.06 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

FOSTER RESERVOIR - NW 1/4 NE 1/4, SECTION 27, T 13 S, R 1 E, W.M., RIVER - SE 1/4 SW 1/4, SECTION 20, T 12 S, R 1 W, W.M.; 420 FEET NORTH AND 1465 FEET EAST FROM SW CORNER, SECTION 20.

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 from direct flow and storage.

The water user shall comply with the terms and conditions of contract 1-07-10-W0819 dated December 7, 1990, between the applicant and Bureau Of Reclamation. A copy of said contract is in Application File 70776 at the Water Resources Department.

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:

SW 1/4 SW 1/4 1.21 ACRES
SE 1/4 SW 1/4 1.25 ACRES
SECTION 20
NE 1/4 NW 1/4 0.64 ACRE
NW 1/4 NW 1/4 1.92 ACRES
SECTION 29

TOWNSHIP 12 SOUTH, RANGE 1 WEST, 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.

"CERTIFICATE NO. 75928"

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.

/s/ WILLIAM H. YOUNG

Water Resources Department
William H. Young
Director