

STATE OF OREGON

COUNTY OF CLACKAMAS

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

DAVID TIMM
dba BARLOW TRAIL DAIRY
23143 SE TIMM LANE
EAGLE CREEK, OREGON 97022

503-637-3272

to use the waters of DAIRY WASTE LAGOON RESERVOIR, to be constructed under Application R-70578, Permit R-11353, a tributary of GOOSE CREEK, for CROP FERTILIZER ON 156.5 ACRES.

This Permit is issued approving Application 70579. The date of priority is August 24, 1990. The use is limited to not more than 19.15 ACRE-FEET OF STORED WATER ONLY, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

SW 1/4 NE 1/4, SECTION 31, T 2 S, R 4 E, W.M.; 2200 FEET SOUTH AND 1920 FEET WEST FROM NE CORNER, SECTION 31.

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:

NW 1/4 NE 1/4	0.1 ACRE
SW 1/4 NE 1/4	28.2 ACRES
SE 1/4 NE 1/4	3.2 ACRES
NE 1/4 NW 1/4	1.0 ACRE
SW 1/4 NW 1/4	14.2 ACRES
SE 1/4 NW 1/4	36.2 ACRES
NE 1/4 SW 1/4	32.6 ACRES
NW 1/4 SW 1/4	8.5 ACRES
SE 1/4 SW 1/4	2.1 ACRES
NE 1/4 SE 1/4	0.3 ACRE
NW 1/4 SE 1/4	27.9 ACRES
SW 1/4 SE 1/4	2.2 ACRES

SECTION 31

TOWNSHIP 2 SOUTH, RANGE 4 EAST, W.M.

Actual construction work shall begin on or before March 5, 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, MARCH 5, 1991.

/s/ WILLIAM H. YOUNG
Water Resources Department
William H. Young
Director