

STATE OF OREGON

COUNTY OF MARION

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

RANDY FERY  
41729 KINGSTON-JORDAN ROAD  
STAYTON, OREGON 97383

503-769-7558

to use the waters of NORTH SANTIAM RIVER AND DETROIT RESERVOIR CONSTRUCTED UNDER PERMIT R-1625, a tributary of WILLIAMETTE RIVER, for IRRIGATION OF 21.9 ACRES AND SUPPLEMENTAL IRRIGATION OF 9.6 ACRES.

This permit is issued approving Application 71432. The date of priority is MARCH 25, 1991. The use is limited to not more than 53.4 ACRE-FEET (AF) OF STORED WATER FROM DETROIT RESERVOIR, BEING 2.0 AF PER ACRE FOR PRIMARY IRRIGATION AND 1.0 AF PER ACRE FOR SUPPLEMENTAL IRRIGATION AND 0.274 CUBIC FOOT PER SECOND FROM NORTH SANTIAM RIVER, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NW 1/4 SW 1/4, SECTION 14, T 9 S, R1 W, W.M.; 50 FEET SOUTH AND 1120 FEET EAST FROM W 1/4 CORNER, SECTION 14.

DETROIT DAM - SW 1/4 NW 1/4, SECTION 7, T 10 S, R 5 E, W.M.

**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 under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre-feet for each acre irrigated during the irrigation season of each year from direct flow and storage. This right is limited to any deficiency in the available supply of any prior right existing for the same land.

The water user shall comply with the terms and conditions of Contract 1-07-10-W0846 dated May 20, 1991, between Randy Fery and Bureau of Reclamation. A copy of the contract is in Application File # 71432 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:

	PRIMARY	SUPPLEMENTAL
NE 1/4 SW 1/4	1.5 ACRES	0.6 ACRE
NW 1/4 SW 1/4	8.1 ACRES	9.0 ACRES
SECTION 14		
SE 1/4 NE 1/4	5.1 ACRES	
NE 1/4 SE 1/4	7.2 ACRES	
SECTION 15		
TOWNSHIP 9 SOUTH, RANGE 1 WEST, W.M.		

Actual construction work shall begin on or before July 22, 1992, and shall be completed on or before October 1, 1993. Complete application of the water to the use shall be made on or before October 1, 1994.

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, JULY 22, 1991.

/s/ WILLIAM H. YOUNG

Water Resources Department  
William H. Young  
Director