

STATE OF OREGON

COUNTY OF POLK

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

JOEL A. HOOVER
4245 HAENER ROAD
INDEPENDENCE, OREGON 97351

to use the waters of WILLAMETTE RIVER, a tributary of COLUMBIA RIVER, for IRRIGATION OF 39.3 ACRES.

This Permit is issued approving Application 70971. The date of priority is DECEMBER 5, 1990. The use is limited to not more than 0.49 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:

NE 1/4 NE 1/4, SECTION 1, T 9 S, R 4 W, W.M.; 1460 FEET NORTH AND 1000 FEET WEST FROM EAST 1/4 CORNER, SECTION 1.

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 NE 1/4 | 0.5 ACRE |
| NW 1/4 NE 1/4 | 10.2 ACRES |
| SW 1/4 NE 1/4 | 18.4 ACRES |
| SE 1/4 NE 1/4 | 1.0 ACRE |
| NE 1/4 NW 1/4 | 9.2 ACRES |

SECTION 1

TOWNSHIP 9 SOUTH, RANGE 4 WEST, W.M.

Actual construction work shall begin on or before August 26, 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, AUGUST 26, 1991.

/s/ WILLIAM H. YOUNG

Water Resources Department
William H. Young
Director