

STATE OF OREGON

COUNTY OF WASHINGTON

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

FISHER FARMS
9650 S.W. HARDEBECK ROAD
GASTON, OREGON 97119

503-985-3518

to use the waters of AN UNNAMED STREAM, TUALATIN RIVER, RESERVOIR 1 CONSTRUCTED UNDER APPLICATION R-56506, PERMIT R-6734 AND RESERVOIR 3 CONSTRUCTED UNDER APPLICATION R-69437, PERMIT R-10907, tributaries of WILLAMETTE RIVER, for NURSERY OPERATIONS ON 18.3 ACRES.

This permit is issued approving Application 71975. The date of priority is OCTOBER 31, 1991. The use is limited to not more than 2.674 CUBIC FEET PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source. The use of water during May 1 through November 15 of each year is limited to stored water only.

The points of diversion are located as follows:

TUALATIN RIVER - SE 1/4 NW 1/4, SECTION 25, T 1 S, R 3 W, W.M.; 20 FEET NORTH AND 2720 FEET WEST FROM E 1/4 CORNER, SECTION 25,

UNNAMED STREAM AND RESERVOIR 1 - SW 1/4 SW 1/4, SECTION 30, T 1 S, R 3 W, W.M.; 950 FEET NORTH AND 670 FEET EAST FROM SW CORNER, SECTION 30,

UNNAMED STREAM AND RESERVOIR 3 - SW 1/4 SW 1/4, SECTION 30, T 1 S, R 3 W, W.M.; 238 FEET SOUTH AND 95 FEET EAST FROM NW CORNER SW 1/4 SW 1/4, SECTION 30.

The amount of water used for NURSERY OPERATIONS is limited to a diversion of 0.15 cubic foot per second per acre from direct flow and storage. For the irrigation of **containerized nursery plants**, the amount of water diverted is limited to ONE-FORTIETH of one cubic foot per second (or its equivalent) and 5.0 acre feet per acre per year from direct flow and storage. For the irrigation of **in ground nursery plants** the amount of water diverted is limited to ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre feet per acre per year from direct flow and storage. The use of water for NURSERY OPERATIONS may be made at anytime of the year that the use is beneficial. For the irrigation of **any other crop**, the amount of water diverted is limited to ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre feet per acre during the irrigation season of each year from direct flow and storage.

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 18.3 ACRES
SECTION 30
TOWNSHIP 1 SOUTH, RANGE 3 WEST, W.M.

Application 71975

Water Resources Department

PERMIT 51410

Actual construction work shall begin on or before February 10, 1993, and shall be completed on or before October 1, 1994. Complete application of the water to the use shall be made on or before October 1, 1995.

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, FEBRUARY 10, 1992.

/s/ WILLIAM H. YOUNG

Water Resources Department
William H. Young
Director

ASSIGNED. See Misc. Rec., Vol. 7 page 3180

Application 71975	Water Resources Department	PERMIT 51410
Basin 2	Volume 19 Tualatin River & Misc	District 18
71975.SCB	MGMT.CODE 3CW	