

STATE OF OREGON

COUNTY OF CLACKAMAS

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

SPRINGWATER GOLF COURSE
PATRICK O'MEARA
25230 SOUTH WALLENS ROAD
ESTACADA, OREGON, OREGON 97023

503-630-4586

to use the waters of RESERVOIRS 2 AND 3 CONSTRUCTED UNDER APPLICATION R-73359, PERMIT R-11508, RESERVOIRS 4, 5 AND 6 CONSTRUCTED UNDER APPLICATION R-73360, PERMIT R-11509, AND AN UNNAMED STREAM, tributaries of CLEAR CREEK, for IRRIGATION OF 18.7 ACRES AND SUPPLEMENTAL IRRIGATION OF 29.7 ACRES.

This permit is issued approving Application 73358. The date of priority is APRIL 27, 1993. The use is limited to not more than 0.60 CUBIC FOOT PER SECOND FROM LIVE FLOW AND 5.36 ACRE-FEET FROM STORED WATER ONLY, or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

NE 1/4 SW 1/4, NW 1/4 SW 1/4, SW 1/4 SW 1/4, SE 1/4 SW 1/4, SECTION 5, T 4 S, R 4 E, W.M.; RESERVOIR 1 - 1190 FEET SOUTH AND 230 FEET WEST, RESERVOIR 2 - 1180 FEET SOUTH AND 530 FEET WEST, RESERVOIR 3 - 920 FEET SOUTH AND 1380 FEET WEST, RESERVOIR 4 - 580 FEET SOUTH AND 1390 FEET WEST, RESERVOIR 5 - 350 FEET SOUTH AND 640 FEET WEST, RESERVOIR 6 - 220 FEET SOUTH AND 350 FEET WEST, ALL FROM THE NW CORNER OF DLC 39.

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. The period of allowed use for water from live flow is March 1 through May 31. The period of allowed use for stored water only is March 1 through October 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:

	<u>PRIMARY</u>	<u>SUPPLEMENTAL</u>
NE 1/4 SW 1/4	1.8 ACRES	6.0 ACRES
NW 1/4 SW 1/4	8.2 ACRES	8.5 ACRES
SW 1/4 SW 1/4	7.1 ACRES	8.7 ACRES
SE 1/4 SW 1/4	1.6 ACRES	6.5 ACRES

SECTION 5

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

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order.
- B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

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- C. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used and may require the permittee to report water use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water use information, the periods of water use and the place and nature of use of water under the permit. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.

This right is limited to any deficiency in the available supply of any prior right existing for the same land.

The permittee may be required in the future to install, maintain, and operate fish screening and by-pass devices as required by the Oregon Department of Fish and Wildlife to prevent fish from entering the proposed diversion.

Actual construction work shall begin on or before October 24, 1995, and shall be completed on or before October 1, 1996. Complete application of the water to the use shall be made on or before October 1, 1997.

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 prior rights for maintaining instream flows.

The Director of the Water Resources Department has found that the proposed use of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Issued this date October 24, 1994.

A. REED MARBUT

Water Resources Department
Martha O. Pagel
Director