

STATE OF OREGON

COUNTY OF MARION

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

IVERSON BROTHERS
33739 SOUTH MERIDIAN ROAD
WOODBURN, OREGON 97071

503-634-2331

to use the waters of SANTIAM RIVER AND WILLAMETTE BASIN PROJECT RESERVOIRS CONSTRUCTED UNDER PERMIT R-1625, tributaries of WILLAMETTE RIVER, for IRRIGATION OF 383.1 ACRES.

This Permit is issued approving Application 70243. The date of priority is MARCH 16, 1990. The use is limited to not more than 4.74 CUBIC FEET PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

SW 1/4 SW 1/4, SECTION 34, T 9 S, R 3 W, W.M.; SW 1/4 NE 1/4, SECTION 3, T 10 S, R 3 W, W.M.; 450 FEET NORTH AND 1020 FEET EAST FROM SE CORNER, SECTION 34; 1520 FEET SOUTH AND 3010 FEET EAST FROM NW CORNER, SECTION 3.

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 from direct flow and storage. The use of water for irrigation is limited to the period of March 1 through October 31 of each year.

The use of water under this right is subject to the terms and conditions of contract No. 0-07-10-W0811 or a satisfactory replacement between the Bureau of Reclamation and the applicant, a copy of which is on file in the records of 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:

SE 1/4 NE 1/4	1.7 ACRES
NE 1/4 SE 1/4	4.5 ACRES
SE 1/4 SE 1/4	2.4 ACRES
SECTION 33	

SW 1/4 NW 1/4	31.6 ACRES
SE 1/4 NW 1/4	6.3 ACRES
NE 1/4 SW 1/4	29.2 ACRES
NW 1/4 SW 1/4	40.0 ACRES
SW 1/4 SW 1/4	20.4 ACRES
SE 1/4 SW 1/4	17.8 ACRES
SW 1/4 SE 1/4	31.2 ACRES

SECTION 34

TOWNSHIP 9 SOUTH, RANGE 3 WEST, W.M.

NW 1/4 SW 1/4	12.7 ACRES
SW 1/4 SW 1/4	10.2 ACRES
SECTION 2	

NW 1/4 NE 1/4	35.5 ACRES
SW 1/4 NE 1/4	32.8 ACRES
SE 1/4 NE 1/4	0.8 ACRE
NE 1/4 NW 1/4	1.2 ACRES
NE 1/4 SE 1/4	21.9 ACRES
NW 1/4 SE 1/4	35.8 ACRES
SW 1/4 SE 1/4	14.1 ACRES
SE 1/4 SE 1/4	33.0 ACRES

SECTION 3

TOWNSHIP 10 SOUTH, RANGE 3 WEST, W.M.

Actual construction work shall begin on or before DECEMBER 20, 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 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, December 20, 1994.

A. REED MARBUT

Water Resources Department
 Martha O. Pagel
 Director

for