

STATE OF OREGON

COUNTY OF BENTON

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

MELVIN AND GERTRUDE BECKER  
27385 STOWE PIT ROAD  
MONROE, OREGON 97456

503-847-5427

to use the waters of LONG TOM RIVER AND FERNRIDGE RESERVOIR, tributaries of WILLAMETTE RIVER, for IRRIGATION OF 50.0 ACRES.

This permit is issued approving Application 70856. The date of priority is NOVEMBER 6, 1990. The use is limited to not more than 0.624 CUBIC FOOT PER SECOND FROM LIVE FLOW AND 125 ACRE-FEET OF WATER LEGALLY STORED, 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 SE 1/4, SECTION 21, T 14 S, R 5 W, W.M.; 1700 FEET NORTH AND 720 FEET WEST FROM THE SE CORNER OF SECTION 21.

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 is April 1 through October 31 of each year for live flow and April 1 through September 30 for contract water.

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 SE 1/4 12.0 ACRES  
SECTION 21  
SW 1/4 SW 1/4 26.6 ACRES  
SE 1/4 SW 1/4 11.4 ACRES  
SECTION 22  
TOWNSHIP 14 SOUTH, RANGE 5 WEST, 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.
- 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.

In the event of a request for a change in point of appropriation, an additional point of appropriation or alteration of the appropriation facility associated with this authorized diversion, the quantity of water allowed herein, together with any other right, shall not exceed the capacity of the facility at the time of perfection of this right.

The water user shall comply with the terms and conditions of Water Service Contract No. 1-07-10-W0828, Willamette Basin Project, dated the 17th day of January, 1991, between the Bureau of Reclamation and Melvin and Gertrude Becker. A copy of the contract is on file in the records of the Water Resources Department.

The permittee shall install, maintain, and operate fish screening and by-pass devices as required by the Oregon Department of Fish and Wildlife (ODFW) to prevent fish from entering the proposed diversion. The required fish screens and by-pass is to be in place, functional, and inspected and approved by an ODFW representative prior to diversion of any water.

Actual construction work shall begin on or before June 30, 1996, and shall be completed on or before October 1, 1997. Complete application of the water to the use shall be made on or before October 1, 1998.

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 June 30, 1995.

*Alan Pappas*  
for Water Resources Department  
Martha O. Pagel  
Director

