

STATE OF OREGON  
COUNTY OF YAMHILL

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

CARLTON PLANTS  
PO BOX 398  
DAYTON, OREGON 97114 -9988

(503) 868-7971

The specific limits for the use are listed below along with conditions of use.

APPLICATION FILE NUMBER: S-73278

SOURCE OF WATER: WILLAMETTE BASIN PROJECT RESERVOIRS, TRIBUTARIES OF WILLAMETTE RIVER

PURPOSE OR USE: SUPPLEMENTAL IRRIGATION OF 60.9 ACRES

RATE OF USE: 153.0 ACRE-FEET STORED WATER ONLY

PERIOD OF ALLOWED USE: APRIL 1 TO SEPTEMBER 30

DATE OF PRIORITY: MARCH 11, 1993

POINT OF DIVERSION LOCATION: NW 1/4 SW 1/4, SECTION 22, T4S, R3W, W.M.; 1440 FEET NORTH AND 500 FEET WEST FROM THE SE CORNER OF GOODRICH DLC 49

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 2.5 acre-feet stored water only for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SW 1/4 NE 1/4	3.8 ACRES
SE 1/4 NW 1/4	8.9 ACRES
NE 1/4 SW 1/4	25.8 ACRES
SE 1/4 SW 1/4	1.3 ACRES
NW 1/4 SE 1/4	20.3 ACRES
SW 1/4 SE 1/4	0.8 ACRE

SECTION 21  
TOWNSHIP 4 SOUTH, RANGE 3 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, shall keep a complete record of the amount of water used each month and

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shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water use information, including the place and nature of use of water under the permit.

- 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.

The use of water under this permit is subject to the terms and conditions of Water Service Contract No. 5-07-10-W1030 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 total quantity of water allowed herein, together with any water appropriated under any other permit issued under Water Service Contract No. 5-07-10-W1030 or its replacement, shall not exceed the total volume of water released from storage under the terms of said contract.

The permittee shall 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. The required screen is to be in place and functional prior to diversion of any water.

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.

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

#### STANDARD CONDITIONS

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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 finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Actual construction work shall begin within one year from permit issuance 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.

Issued this date, November 22, 1995



Water Resources Department  
Martha O. Pagel  
Director