

STATE OF OREGON

COUNTY OF WASHINGTON

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

CITY OF PORTLAND; PARKS AND RECREATION  
1120 SW 5TH AVE RM 1302  
PORTLAND, OREGON 97204

(503) 823-5135

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

APPLICATION FILE NUMBER: S-80118

SOURCE OF WATER: RUNOFF AND FIVE RESERVOIRS, TO BE CONSTRUCTED UNDER APPLICATION R-80117, PERMIT R-11635, TRIBUTARIES OF ASH CREEK AND FANNO CREEK

PURPOSE OR USE: IRRIGATION OF 121.6 ACRES

RATE OF USE: 1.52 CFS AND 22.4 ACRE-FEET OF STORED WATER

PERIOD OF ALLOWED USE: MARCH 1 THROUGH APRIL 30 FROM LIVE FLOW AND MARCH 1 THROUGH OCTOBER 31 FROM STORED WATER ONLY

DATE OF PRIORITY: MARCH 13, 1995

POINT OF DIVERSION LOCATION: SE 1/4 SW 1/4, SECTION 23, SE 1/4 NW 1/4, SW 1/4 NE 1/4, SW 1/4 NE 1/4, SECTION 26, T1S, R1W, W.M.

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 PLACE OF USE IS LOCATED AS FOLLOWS:

SW 1/4 SE 1/4	10.0 ACRES
SECTION 23	
NW 1/4 NE 1/4	26.1 ACRES
SW 1/4 NE 1/4	24.5 ACRES
NE 1/4 NW 1/4	32.8 ACRES
NW 1/4 NW 1/4	0.3 ACRE
SE 1/4 NW 1/4	27.1 ACRES
NW 1/4 SE 1/4	0.8 ACRE

SECTION 26

TOWNSHIP 1 SOUTH, RANGE 1 WEST, W.M.

Application S-80118 Water Resources Department  
Measurement, recording and reporting conditions:

PERMIT 51944

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.

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.

**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, 1998. Complete application of the water to the use shall be made on or before October 1, 1999.

Issued February 6, 1996



Water Resources Department  
Martha O. Pagel  
Director

B03  
C04