

STATE OF OREGON

COUNTY OF MARION

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

DONALD J AND CLARA M BUYSERIE
5674 BUYSERIE RD NE
ST. PAUL, OREGON 97137

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

APPLICATION FILE NUMBER: S-80299

SOURCE OF WATER: MISSION CREEK AND MISSION CREEK DAM/RESERVOIR,
CONSTRUCTED UNDER PERMIT R-5667

PURPOSE OR USE: SUPPLEMENTAL IRRIGATION OF 5.0 ACRES (PRIMARY
IRRIGATION IS UNDER GR-1810)

WATER MAY BE APPROPRIATED FROM LIVE FLOW AT A RATE OF 0.062 CFS, AND NOT
TO EXCEED 12.5 ACRE-FEET PER YEAR FROM STORED WATER.

Water may be appropriated for irrigation from live flow DURING THE
PERIOD OF MARCH 1 THROUGH JUNE 30; stored water may be used at any
time, but ONLY STORED WATER MAY BE USED FROM JULY 1 THROUGH OCTOBER 31.

DATE OF PRIORITY: MAY 10, 1995

POINT OF DIVERSION LOCATION: LOT 7, SE 1/4 SE 1/4, SECTION 8, TOWNSHIP
4 SOUTH, RANGE 2 WEST, W.M.; SOUTH 85 DEGREES & WEST 380 FEET FROM THE
NORTHWEST CORNER OF THE PETTIER DLC #92

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 SW 1/4	1.33 ACRES
SE 1/4 SW 1/4	3.67 ACRES
SECTION 9	
TOWNSHIP 4 SOUTH, RANGE 2 WEST, W.M.	

Measurement recording and reporting conditions:

- A. The Director may require the permittee to install a meter or other suitable measuring device as approved by the Director. If the Director notifies the permittee to install a meter or other measuring device, the permittee shall install such device within the period stated in the notice. Such installation period shall not be less than 90 days unless special circumstances warrant a shorter installation period. Once installed, the permittee shall maintain the meter or measuring device in good working order and shall allow the watermaster access to the meter or measuring device. The Director may provide an opportunity for the permittee to submit alternative measuring procedures for review and approval.
- B. 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 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.

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 23, 1996



for Water Resources Department
Martha O. Pagel
Director