

STATE OF OREGON

COUNTY OF LINN

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

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

APPLICATION FILE NUMBER: S-73216

SOURCE OF WATER: SMALLMAN CREEK (AKA OLD NORTH SANTIAM RIVER CHANNEL) AND DETROIT RESERVOIR, CONSTRUCTED UNDER PERMIT R-1625, TRIBUTARIES OF THE NORTH SANTIAM RIVER

PURPOSE OR USE: IRRIGATION OF 9.1 ACRES

RATE/VOLUME OF USE: 0.11 CUBIC FOOT PER SECOND OF LIVE FLOW AND NOT TO EXCEED 22.7 ACRE-FEET OF STORED WATER (THE TOTAL AMOUNT OF STORED WATER USED FOR ALL LANDS UNDER THIS APPLICATION AND APPLICATIONS S-73217, S-73389, S-73390, AND S-73391 SHALL NOT EXCEED THE AMOUNT ALLOWED UNDER BUREAU OF RECLAMATION CONTRACT)

PERIOD OF ALLOWED USE: MARCH 1 THROUGH JUNE 30 FROM LIVE FLOW AND MARCH 1 THROUGH OCTOBER 31 FROM STORED WATER OR AS MAY BE FURTHER LIMITED BY THE BUREAU OF RECLAMATION WATER SUPPLY CONTRACT

DATE OF PRIORITY: JANUARY 29, 1993

POINT OF DIVERSION LOCATION: NW 1/4 SE 1/4, SECTION 3, T10S, R2W, W.M.; NW 1/4 SE 1/4, SECTION 35, T9S, R2W, W.M.; SMALLMAN CREEK - 640 FEET SOUTH AND 910 FEET WEST FROM THE NW CORNER OF SMALLMAN DLC 53; N. SANTIAM RIVER - 5540 FEET NORTH AND 2850 FEET WEST FROM THE SE CORNER OF SMALLMAN DLC 53

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:

NE 1/4 SE 1/4	1.4 ACRES
NW 1/4 SE 1/4	1.3 ACRES
SW 1/4 SE 1/4	3.0 ACRES

Application S-73216 Water Resources Department

PERMIT 52041

SE 1/4 SE 1/4 2.4 ACRES
SECTION 3
NE 1/4 SE 1/4 1.0 ACRE
SECTION 10
TOWNSHIP 10 SOUTH, RANGE 2 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.

The use of water under this right is subject to the terms and conditions of contract No. 5-07-10-W1046, 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 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.

