

STATE OF OREGON

COUNTY OF MARION

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

NORPAC FOODS, INC.
PO BOX 458
STAYTON, OREGON 97383

(503) 769-2101

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

APPLICATION FILE NUMBER: S-74828

SOURCE OF WATER: THREE RESERVOIRS, BEING RESERVOIR 1, CONSTRUCTED UNDER PERMIT R-6170, RESERVOIRS 2 & 3, TO BE CONSTRUCTED UNDER APPLICATION #R-74827, PERMIT R-12083, AND EFFLUENT, TRIBUTARIES OF NORTH SANTIAM RIVER

PURPOSE OR USE: SUPPLEMENTAL IRRIGATION OF 62.4 ACRES

RATE/VOLUME OF ALLOWED USE: 0.78 CUBIC FOOT PER SECOND FROM EFFLUENT AND 122.5 ACRE-FEET (AF) PER YEAR FROM STORED WATER, BEING 12.0 AF FROM RESERVOIR 1, 76.75 AF FROM RESERVOIR 2, AND 33.75 AF FROM RESERVOIR 3

THE PERIOD OF ALLOWED USE: MARCH 1 THROUGH OCTOBER 31 FROM STORED WATER ONLY EACH YEAR. THE USE OF EFFLUENT IS ALLOWED WHENEVER SUCH WATER IS AVAILABLE AND NECESSARY FOR BENEFICIAL USE.

DATE OF PRIORITY: OCTOBER 31, 1994

POINT OF DIVERSION LOCATION: NW 1/4 SE 1/4, SECTION 16, T 9 S, R 1 W, W.M.; RESERVOIRS 1, 2, AND 3 - 120 FEET SOUTH & 420 FEET EAST FROM THE C 1/4 CORNER OF SECTION 16

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 NE 1/4 32.0 ACRES
NW 1/4 NE 1/4 30.4 ACRES
SECTION 20
TOWNSHIP 9 SOUTH, RANGE 1 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

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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 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.

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

Diversion screening or fish passage facilities shall be designed, installed, and operated to Oregon Department of Fish & Wildlife specifications.

If the riparian area is disturbed in the process of developing a point of diversion, the permittee shall be responsible for restoration and enhancement of such riparian area to the satisfaction of the Oregon Department of Fish & Wildlife.

The use may be restricted if the quality of the source stream, namely the Willamette River, decreases to the point that it no longer meets state and federal water quality standards due to reduced flows.

The use of water shall be limited to the water available at the proposed point of diversion, and shall not carry with it the right to compel the continuance of the waste water.

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 November 27, 1996


Martha O. Pagel, Director
Water Resources Department

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District 16