

STATE OF OREGON

COUNTY OF BENTON

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

RON HATHAWAY
1555 SE KIGER ISLAND RD
CORVALLIS, OREGON 97333

(503) 757-0468

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: S-80143

SOURCE OF WATER: WILLAMETTE BASIN PROJECT RESERVOIRS, CONSTRUCTED UNDER PERMITS R-1625, AND R-5363, TRIBUTARIES OF WILLAMETTE RIVER

PURPOSE OR USE: IRRIGATION OF 50.0 ACRES

MAXIMUM VOLUME OF STORAGE ALLOWED: 100.0 ACRE-FEET PER YEAR, FROM STORED WATER ONLY

THE PERIOD OF ALLOWED USE IS: MARCH 1 THROUGH OCTOBER 31, OR AS FURTHER LIMITED BY THE WATER SUPPLY CONTRACT

DATE OF PRIORITY: MARCH 24, 1995

POINT OF DIVERSION LOCATION: NW 1/4 SW 1/4, SECTION 13, T 12 S, R 5 W, W.M.; 2200 FEET NORTH & 630 FEET EAST FROM SW CORNER, SECTION 13

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 for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

NW 1/4 NE 1/4 31.5 ACRES
NE 1/4 NW 1/4 17.4 ACRES
SW 1/4 NE 1/4 1.1 ACRE

SECTION 24

TOWNSHIP 12 SOUTH, RANGE 5 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.

Application S-80143 Water Resources Department

PERMIT 53067

- 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 permit is subject to the terms and conditions of Water Service Contract No. 7-07-10-W1134 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 screens and by-pass devices are to be in place, functional and approved by an ODFW representative prior to diversion of any 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.

SEE NEXT PAGE

Actual construction work shall begin within one year from permit issuance and shall be completed on or before October 1, 1999. The reservoirs shall be filled and complete application of water shall be made on or before October 1, 2000.

Issued January 29, 1997


Martha O. Pagel, Director
Water Resources Department

Application S-80143 Water Resources Department
Basin 02 Volume 26 WILLAMETTE R & TRIBS
DLB MGMT.CODES 1BF, 1BW

PERMIT 53067
District 16