

STATE OF OREGON

COUNTY OF BENTON

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

DON L. AND ALBERTA R. STEWART
24616 LLEWELLYN ROAD
CORVALLIS, OREGON 97333

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

APPLICATION FILE NUMBER: S-75282

SOURCE OF WATER: THREE UNNAMED RESERVOIRS CONSTRUCTED UNDER APPLICATION R-75281, PERMIT R-12205, TRIBUTARIES OF BULL RUN CREEK

PURPOSE OR USE: IRRIGATION OF 2.5 ACRES

MAXIMUM FLOW ALLOWED: 6.25 ACRE-FEET PER YEAR FROM STORED WATER, BEING NOT MORE THAN 2.5 AF FROM RESERVOIR 1, 6.25 AF FROM RESERVOIR 2, OR 1.4 AF FROM RESERVOIR 4

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: DECEMBER 8, 1994

POINT OF DIVERSION LOCATION: SE 1/4 SE 1/4, SECTION 34, SW 1/4 SW 1/4, SECTION 35, TOWNSHIP 12 SOUTH, RANGE 6 WEST, W.M.; POND 1 - SOUTH 19 DEGREES 13 MINUTES WEST 2186 FEET, POND 2 - SOUTH 18 DEGREES 57 MINUTES WEST 2031 FEET, POND 4 - SOUTH 42 DEGREES 48 MINUTES WEST 2143 FEET, ALL FROM THE NE CORNER OF DLC 65

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:

1.56 ACRES
SW 1/4 SW 1/4
SECTION 35
TOWNSHIP 12 SOUTH, RANGE 6 WEST, W.M.

0.94 ACRE
NW 1/4 NW 1/4
SECTION 2
TOWNSHIP 13 SOUTH, RANGE 6 WEST, W.M.

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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.

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.

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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, 2001.

Issued July 16, 1997

Ralph A. Bailey for
Water Resources Department
Martha O. Pagel
Director

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District 17