

STATE OF OREGON
COUNTY OF CLACKAMAS

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

SANDY FARMS INC.
BOB UNDERWOOD
34500 SE HWY 211
BORING, OREGON 97009

PHONE: (503) 668-4525

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

APPLICATION FILE NUMBER: S-82063

SOURCE OF WATER: JOHN ROWELL RESERVOIR, CONSTRUCTED UNDER PERMIT R-1441 (RESERVOIR 1), PERMIT R-6468 (RESERVOIR 1A), AND TO BE ENLARGED UNDER PERMIT R-12423, TRIBUTARY TO TICKLE CREEK

PURPOSE OR USE: IRRIGATION OF 58.7 ACRES AND SUPPLEMENTAL IRRIGATION OF 271.8 ACRES

MAXIMUM RATE/VOLUME ALLOWED: 110.0 ACRE-FEET PER YEAR, BEING 1.8 AF FROM RESERVOIR 1, 47.2 AF FROM RESERVOIR 1A, AND 61.0 AF FROM THE ENLARGED RESERVOIR

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: MARCH 17, 1997

POINT OF DIVERSION LOCATION: SE 1/4 NE 1/4, SECTION 21, T2S, R4E, W.M.; POD 1 - 80 FEET SOUTH AND 170 FEET WEST, POD 2 - 300 FEET SOUTH AND 550 FEET WEST BOTH FROM E 1/4 CORNER, SECTION 21

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 2 1/2 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

<u>PRIMARY</u>	<u>SUPPLEMENTAL WATER FROM UNDER PERMIT R-1441 & APPLICATION R-81984</u>	<u>APPLICATION R-81984</u>
NW 1/4 NE 1/4	2.0 ACRES	32.4 ACRES
SW 1/4 NE 1/4	20.6 ACRES	18.7 ACRES
SE 1/4 NE 1/4	2.4 ACRES	25.1 ACRES
NE 1/4 NW 1/4	38.4 ACRES	
NE 1/4 SE 1/4	0.7 ACRES	30.3 ACRES
NW 1/4 SE 1/4	23.3 ACRES	11.2 ACRES

Application S-82063

Water Resources Department

PERMIT 53331

SW 1/4 SE 1/4	0.1 ACRE
SE 1/4 SE 1/4	4.0 ACRES
SECTION 21	
SW 1/4 NW 1/4	24.0 ACRES
NE 1/4 SW 1/4	11.4 ACRES
NW 1/4 SW 1/4	10.6 ACRES
SW 1/4 SW 1/4	30.0 ACRES
SE 1/4 SW 1/4	10.6 ACRES

SECTION 22
TOWNSHIP 2 SOUTH, RANGE 4 EAST, 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 permittee shall install, maintain, and operate fish screening to prevent fish from entering the proposed diversion. The permittee may submit evidence that the Oregon Department of Fish and Wildlife (ODFW) has determined screens are not necessary. The required screens are to be in place, functional, and approved by ODFW before diversion of any water.

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.

The use may be restricted if the quality of the source stream or downstream water decrease to the point that those waters no longer meet state or federal water quality standards due to reduced flows.

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

Application S-82063

Water Resources Department

PERMIT 53331

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.

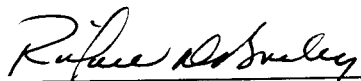
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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. Complete application of the water to the use shall be made on or before October 1, 2002. Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner (CWRE).

Issued June 29, 1998



Water Resources Department
Director

Application S-82063 Water Resources Department
Basin 02 Volume 23A TICKLE CR. & MISC.
LKS MGMT.CODE 3BW

PERMIT 53331
District 16