

STATE OF OREGON

COUNTY OF YAMHILL

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

A AND R SPADA FARMS
7251 ST PAUL HWY NE
ST PAUL, OREGON 97137

(503) 633-2941

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

APPLICATION FILE NUMBER: S-72040

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

PURPOSE OR USE: IRRIGATION ON 152.3 ACRES

VOLUME OF USE: 380.75 ACRE-FEET PER YEAR OR AS FURTHER LIMITED BY THE WATER STORAGE CONTRACT

PERIOD OF ALLOWED USE: MARCH 1 THROUGH OCTOBER 31 FROM STORED WATER, OR AS FURTHER LIMITED BY CONTRACT WITH BUREAU OF RECLAMATION

DATE OF PRIORITY: NOVEMBER 25, 1991

POINT OF DIVERSION LOCATION: SW 1/4 NW 1/4, SECTION 25, SE 1/4 NE 1/4, SECTION 26, T5S, R3W, W.M.; POD A - SOUTH 33 DEGREES 30 MINUTES EAST, 1860.20 FEET FROM THE NW CORNER OF SECTION 25; POD B - 2400 FEET SOUTH AND 550 FEET WEST FROM THE NE CORNER OF SECTION 26

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:

SE 1/4 NW 1/4	36.5 ACRES
NE 1/4 SW 1/4	38.0 ACRES
SE 1/4 SW 1/4	13.0 ACRES
NW 1/4 SE 1/4	16.4 ACRES
SW 1/4 SE 1/4	1.6 ACRES
SE 1/4 SE 1/4	12.4 ACRES
SECTION 23	
NE 1/4 NW 1/4	1.0 ACRE
NW 1/4 NW 1/4	1.0 ACRE
SW 1/4 NW 1/4	2.5 ACRES
SECTION 25	
NE 1/4 NE 1/4	2.9 ACRES
NW 1/4 NE 1/4	6.1 ACRES

SW 1/4 NE 1/4 0.1 ACRE
 SE 1/4 NE 1/4 17.0 ACRES
 NE 1/4 NW 1/4 2.5 ACRES
 NE 1/4 SE 1/4 1.3 ACRES

SECTION 26

TOWNSHIP 5 SOUTH, RANGE 3 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.

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

The use of water under this right is subject to the terms and conditions of contract No. 7-07-10-W1140, 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.

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.

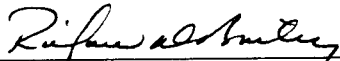
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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 of the well 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.

Issued March 9 , 1998



Martha O. Pagel, Director
Water Resources Department