

STATE OF OREGON

COUNTY OF LINN

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

GRAY FARMS INC.
38024 CONSER RD. NE
ALBANY, OREGON 97321

PHONE: (503) 928-0081

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

APPLICATION FILE NUMBER: S-73275

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

PURPOSE OR USE: IRRIGATION OF 143.0 ACRES AND SUPPLEMENTAL IRRIGATION OF 152.9 ACRES

VOLUME OF USE: 367.5 ACRE-FEET STORED WATER ONLY

PERIOD OF ALLOWED USE: MARCH 1 THROUGH OCTOBER 31 OR AS FURTHER LIMITED BY CONTRACT

DATE OF PRIORITY: MARCH 10, 1993

POINT OF DIVERSION LOCATION: SW 1/4 NW 1/4, SE 1/4 NW 1/4, NE 1/4 NE 1/4 SECTION 30, TOWNSHIP 10 SOUTH, RANGE 3 WEST, W.M.; DIV. 1 - SOUTH 58 DEGREES 15 MINUTES WEST 42.5 CHAINS, DIV. 2 - SOUTH 2 DEGREES 45 MINUTES WEST 17.0 CHAINS, DIV. 3 - SOUTH 58 DEGREES EAST 25.5 CHAINS, ALL FROM THE N1/4 CORNER, SECTION 30

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:

	<u>PRIMARY</u>	<u>SUPPLEMENTAL</u>
NE 1/4 SW 1/4	3.1 ACRES	
SW 1/4 SW 1/4	0.5 ACRE	8.1 ACRES
SE 1/4 SW 1/4	14.1 ACRES	7.5 ACRES
NE 1/4 SE 1/4	8.0 ACRES	
NW 1/4 SE 1/4	12.1 ACRES	
SW 1/4 SE 1/4	38.0 ACRES	
SE 1/4 SE 1/4	35.0 ACRES	
	SECTION 19	

	<u>PRIMARY</u>	<u>SUPPLEMENTAL</u>
NW 1/4 NW 1/4	0.9 ACRE	7.0 ACRES
SW 1/4 NW 1/4		0.9 ACRE
SECTION 29		
NE 1/4 NE 1/4	19.0 ACRES	14.1 ACRES
NW 1/4 NE 1/4	11.0 ACRES	14.5 ACRES
NE 1/4 NW 1/4	1.2 ACRES	36.6 ACRES
NW 1/4 NW 1/4	0.1 ACRE	42.8 ACRES
SW 1/4 NW 1/4		7.3 ACRES
SE 1/4 NW 1/4		2.3 ACRES
SECTION 30		
TOWNSHIP 10 SOUTH, RANGE 3 WEST, W.M.		
NE 1/4 NE 1/4		11.5 ACRES
SE 1/4 NE 1/4		0.3 ACRE
SECTION 25		
TOWNSHIP 10 SOUTH, RANGE 4 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, 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.

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.

The use of water under this right is subject to the terms and conditions of contract No. 8-07-10-W1200 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.

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.

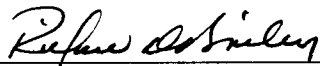
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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 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 8, 1998



Water Resources Department
Director