

STATE OF OREGON

COUNTY OF BENTON

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

SAM CROCKER  
27118 HUBBARD ROAD  
MONROE, OREGON 97456

(503)847-5185

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

APPLICATION FILE NUMBER: S-73172

SOURCE OF WATER: FERN RIDGE RESERVOIR, CONSTRUCTED UNDER PERMIT R-1625, A TRIBUTARY OF WILLAMETTE RIVER

PURPOSE OR USE: SUPPLEMENTAL IRRIGATION OF 192.4 ACRES

MAXIMUM VOLUME ALLOWED: NOT TO EXCEED 481.0 ACRE-FEET STORED WATER ONLY

PERIOD OF USE: APRIL 1 THROUGH SEPTEMBER 30 OF EACH YEAR, OR AS FURTHER LIMITED BY CONTRACT WITH THE BUREAU OF RECLAMATION

DATE OF PRIORITY: JANUARY 15, 1993

POINT OF DIVERSION LOCATION: NE 1/4 NE 1/4, SE 1/4 NE 1/4, SECTION 16, T14S, R5W, W.M.; POD 4 - 940 FEET NORTH AND 3260 FEET WEST FROM SE COR DLC 44; POD 6 - 5320 FEET NORTH AND 3850 FEET WEST FROM SW CORNER DLC 47

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 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 SE 1/4 0.3 ACRE

SECTION 9

SW 1/4 SW 1/4 18.8 ACRES

SE 1/4 SW 1/4 29.0 ACRES

SW 1/4 SE 1/4 8.0 ACRES

SECTION 10

NW 1/4 NE 1/4 10.6 ACRES  
 SW 1/4 NE 1/4 5.0 ACRES  
 NE 1/4 NW 1/4 39.8 ACRES  
 NW 1/4 NW 1/4 39.9 ACRES  
 SW 1/4 NW 1/4 12.3 ACRES  
 SE 1/4 NW 1/4 17.5 ACRES  
 SW 1/4 SE 1/4 8.2 ACRES

## SECTION 15

NE 1/4 NE 1/4 3.0 ACRES

## SECTION 16

TOWNSHIP 14 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, 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 permit is subject to the terms and conditions of Water Service Contract No. 9-07-10-W1257 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.

In the event of a request for a change in point of appropriation, an additional point of appropriation or alteration of the appropriation

facility associated with this authorized diversion, the quantity of water allowed herein, together with any other right, shall not exceed the capacity of the facility at the time of perfection of this right.

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

**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.

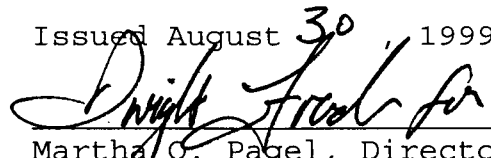
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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, 2003.

Issued August 30, 1999

  
Martha C. Pagel, Director  
Water Resources Department