

STATE OF OREGON

COUNTY OF BENTON

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

GREENBERRY IRRIGATION DISTRICT  
LARRY VENELL  
30742 VENELL PLACE  
CORVALLIS, OREGON 97333

(541) 752-2446

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

APPLICATION FILE NUMBER: S-84530

SOURCE OF WATER: WHITAKER LAKE, A TRIBUTARY OF BOONEVILLE CHANNEL,  
CONSTRUCTED UNDER APPLICATION R-84529 PERMIT R-13202

PURPOSE OR USE: IRRIGATION OF 5831.1 ACRES

MAXIMUM VOLUME: 114.0 ACRE FEET EACH YEAR

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: OCTOBER 4, 2000

POINT OF DIVERSION LOCATION: NW ¼ NE ¼, SECTION 14, T13S, R5W, W.M.; DAM  
LOC - 4900 FEET NORTH AND 2400 FEET WEST FROM THE SE CORNER SECTION 14

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.

This permit does not authorize the use of water from the same source, for the same use, and on the same lands as any right with an earlier priority date, except to make up a deficiency in rate from the allowed basin wide standard.

If at time of complete application of water to the use there is found to be a right with an earlier priority date for the same lands, the use authorized under this permit will be permanently limited to supplemental use only.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

NE 1/4	NE 1/4	7.4	ACRES
NW 1/4	NE 1/4	7.4	ACRES
SW 1/4	NE 1/4	34.6	ACRES
SE 1/4	NE 1/4	32.9	ACRES
NE 1/4	NW 1/4	0.3	ACRES
SW 1/4	NW 1/4	7.6	ACRES
SE 1/4	NW 1/4	24.2	ACRES

SECTION 15

SE 1/4 NW 1/4 8.5 ACRES  
 NE 1/4 SW 1/4 5.6 ACRES  
 NW 1/4 SW 1/4 12.3 ACRES  
 SW 1/4 SW 1/4 22.0 ACRES

## SECTION 21

SE 1/4 SE 1/4 16.0 ACRES

## SECTION 22

SE 1/4 NW 1/4 1.3 ACRES  
 NE 1/4 SW 1/4 10.4 ACRES  
 SW 1/4 SW 1/4 8.2 ACRES

## SECTION 23

NW 1/4 NW 1/4 5.0 ACRES  
 SW 1/4 NW 1/4 4.0 ACRES  
 NW 1/4 SW 1/4 27.8 ACRES  
 SW 1/4 SW 1/4 39.0 ACRES  
 SE 1/4 SW 1/4 9.4 ACRES

## SECTION 26

NE 1/4 NE 1/4 22.8 ACRES  
 SE 1/4 NE 1/4 1.6 ACRES  
 NE 1/4 SE 1/4 10.0 ACRES  
 SE 1/4 SE 1/4 40.0 ACRES

## SECTION 27

NW 1/4 NW 1/4 2.0 ACRES

## SECTION 28

NW 1/4 NE 1/4 4.5 ACRES  
 SW 1/4 NE 1/4 39.0 ACRES  
 SE 1/4 NE 1/4 34.0 ACRES  
 NE 1/4 NW 1/4 9.1 ACRES  
 NW 1/4 NW 1/4 33.9 ACRES  
 SW 1/4 NW 1/4 1.3 ACRES  
 SE 1/4 NW 1/4 28.5 ACRES  
 NE 1/4 SW 1/4 37.4 ACRES  
 NW 1/4 SW 1/4 11.8 ACRES  
 SW 1/4 SW 1/4 30.5 ACRES  
 SE 1/4 SW 1/4 40.0 ACRES  
 NW 1/4 SE 1/4 3.0 ACRES  
 SW 1/4 SE 1/4 3.2 ACRES

## SECTION 29

NE 1/4 SE 1/4 40.0 ACRES  
 NW 1/4 SE 1/4 26.0 ACRES  
 SW 1/4 SE 1/4 14.0 ACRES  
 SE 1/4 SE 1/4 20.0 ACRES

## SECTION 32

NE 1/4 SE 1/4 40.8 ACRES  
 NW 1/4 SE 1/4 19.5 ACRES  
 SW 1/4 SE 1/4 22.0 ACRES  
 SE 1/4 SE 1/4 37.3 ACRES

## SECTION 33

NE 1/4 NE 1/4 11.0 ACRES  
 SW 1/4 NE 1/4 12.0 ACRES  
 SE 1/4 NE 1/4 37.6 ACRES  
 NE 1/4 SW 1/4 40.0 ACRES  
 NW 1/4 SW 1/4 40.0 ACRES  
 SW 1/4 SW 1/4 39.6 ACRES  
 SE 1/4 SW 1/4 39.8 ACRES  
 NE 1/4 SE 1/4 35.0 ACRES  
 NW 1/4 SE 1/4 39.2 ACRES  
 SW 1/4 SE 1/4 33.2 ACRES  
 SE 1/4 SE 1/4 27.6 ACRES

## SECTION 34

NE 1/4 NW 1/4 1.8 ACRES  
 NW 1/4 NW 1/4 5.0 ACRES  
 NE 1/4 SW 1/4 36.0 ACRES  
 NW 1/4 SW 1/4 37.8 ACRES  
 SW 1/4 SW 1/4 39.6 ACRES  
 SE 1/4 SW 1/4 40.0 ACRES  
 NW 1/4 SE 1/4 34.8 ACRES  
 SW 1/4 SE 1/4 28.0 ACRES  
 SE 1/4 SE 1/4 28.6 ACRES

## SECTION 35

TOWNSHIP 12 SOUTH, RANGE 5 WEST, W.M.

SW 1/4 SW 1/4 1.8 ACRES

## SECTION 1

NE 1/4 NE 1/4 9.4 ACRES  
 NW 1/4 NE 1/4 6.0 ACRES  
 SW 1/4 NE 1/4 13.5 ACRES  
 NE 1/4 NW 1/4 3.0 ACRES  
 NW 1/4 NW 1/4 36.6 ACRES  
 SW 1/4 NW 1/4 40.0 ACRES  
 SE 1/4 NW 1/4 35.0 ACRES  
 NE 1/4 SW 1/4 39.2 ACRES  
 NW 1/4 SW 1/4 39.4 ACRES  
 SW 1/4 SW 1/4 38.3 ACRES  
 SE 1/4 SW 1/4 37.2 ACRES  
 NE 1/4 SE 1/4 2.3 ACRES  
 NW 1/4 SE 1/4 32.3 ACRES  
 SW 1/4 SE 1/4 22.0 ACRES  
 SE 1/4 SE 1/4 2.7 ACRES

## SECTION 2

NE 1/4	NE 1/4	15.3	ACRES
NW 1/4	NE 1/4	19.6	ACRES
SW 1/4	NE 1/4	38.5	ACRES
SE 1/4	NE 1/4	39.0	ACRES
NE 1/4	NW 1/4	35.7	ACRES
NW 1/4	NW 1/4	35.4	ACRES
SW 1/4	NW 1/4	40.0	ACRES
SE 1/4	NW 1/4	40.0	ACRES
NE 1/4	SW 1/4	40.0	ACRES
NW 1/4	SW 1/4	40.0	ACRES
SW 1/4	SW 1/4	40.0	ACRES
SE 1/4	SW 1/4	40.0	ACRES
NE 1/4	SE 1/4	39.0	ACRES
NW 1/4	SE 1/4	38.5	ACRES
SW 1/4	SE 1/4	38.2	ACRES
SE 1/4	SE 1/4	37.9	ACRES

## SECTION 3

NE 1/4	NE 1/4	33.0	ACRES
NW 1/4	NE 1/4	24.4	ACRES
SW 1/4	NE 1/4	33.0	ACRES
SE 1/4	NE 1/4	40.0	ACRES
NE 1/4	NW 1/4	0.1	ACRES
NW 1/4	NW 1/4	9.3	ACRES
SW 1/4	NW 1/4	36.7	ACRES
SE 1/4	NW 1/4	16.6	ACRES
NE 1/4	SW 1/4	18.5	ACRES
NW 1/4	SW 1/4	21.8	ACRES
SW 1/4	SW 1/4	5.2	ACRES
SE 1/4	SW 1/4	3.9	ACRES
NE 1/4	SE 1/4	40.0	ACRES
NW 1/4	SE 1/4	35.9	ACRES
SW 1/4	SE 1/4	34.6	ACRES
SE 1/4	SE 1/4	40.0	ACRES

## SECTION 4

NE 1/4	NE 1/4	1.2	ACRES
SE 1/4	NE 1/4	0.2	ACRES
SW 1/4	SE 1/4	1.2	ACRES
SE 1/4	SE 1/4	2.5	ACRES

## SECTION 5

NE 1/4	NE 1/4	15.0	ACRES
NW 1/4	NE 1/4	20.7	ACRES
SW 1/4	NE 1/4	24.2	ACRES
SE 1/4	NE 1/4	9.0	ACRES
SW 1/4	NW 1/4	5.8	ACRES
SE 1/4	NW 1/4	16.5	ACRES
NE 1/4	SW 1/4	39.7	ACRES
NW 1/4	SW 1/4	11.2	ACRES
SW 1/4	SW 1/4	8.0	ACRES

SE 1/4	SW 1/4	9.6	ACRES
NE 1/4	SE 1/4	28.7	ACRES
NW 1/4	SE 1/4	33.0	ACRES
SE 1/4	SE 1/4	2.6	ACRES

## SECTION 8

NE 1/4	NE 1/4	29.3	ACRES
NW 1/4	NE 1/4	40.0	ACRES
SW 1/4	NE 1/4	19.4	ACRES
SE 1/4	NE 1/4	15.8	ACRES
NE 1/4	NW 1/4	5.1	ACRES
NW 1/4	NW 1/4	3.4	ACRES
SW 1/4	NW 1/4	9.0	ACRES
SE 1/4	NW 1/4	2.6	ACRES
NW 1/4	SW 1/4	16.8	ACRES
SW 1/4	SW 1/4	10.0	ACRES
NE 1/4	SE 1/4	15.0	ACRES
SE 1/4	SE 1/4	15.0	ACRES

## SECTION 9

NE 1/4	NE 1/4	37.8	ACRES
NW 1/4	NE 1/4	30.0	ACRES
SW 1/4	NE 1/4	23.1	ACRES
SE 1/4	NE 1/4	35.2	ACRES
NE 1/4	NW 1/4	40.0	ACRES
NW 1/4	NW 1/4	40.0	ACRES
SW 1/4	NW 1/4	35.5	ACRES
SE 1/4	NW 1/4	39.9	ACRES
NE 1/4	SW 1/4	35.0	ACRES
NW 1/4	SW 1/4	40.0	ACRES
SW 1/4	SW 1/4	40.0	ACRES
SE 1/4	SW 1/4	35.6	ACRES
NE 1/4	SE 1/4	37.8	ACRES
NW 1/4	SE 1/4	32.7	ACRES
SW 1/4	SE 1/4	40.0	ACRES
SE 1/4	SE 1/4	10.0	ACRES

## SECTION 10

NE 1/4	NE 1/4	40.4	ACRES
NW 1/4	NE 1/4	31.2	ACRES
SW 1/4	NE 1/4	28.1	ACRES
SE 1/4	NE 1/4	25.3	ACRES
NE 1/4	NW 1/4	40.0	ACRES
NW 1/4	NW 1/4	39.7	ACRES
SW 1/4	NW 1/4	39.4	ACRES
SE 1/4	NW 1/4	40.5	ACRES
NE 1/4	SW 1/4	38.0	ACRES
NW 1/4	SW 1/4	40.0	ACRES
SW 1/4	SW 1/4	40.0	ACRES
NW 1/4	SE 1/4	17.4	ACRES

## SECTION 11

NW 1/4	NW 1/4	27.8	ACRES
SW 1/4	NW 1/4	26.4	ACRES

SECTION 12

NW 1/4	NW 1/4	27.0	ACRES
SW 1/4	NW 1/4	25.6	ACRES

SECTION 13

NE 1/4	NE 1/4	33.8	ACRES
NW 1/4	NE 1/4	17.6	ACRES
SW 1/4	NE 1/4	28.2	ACRES
SE 1/4	NE 1/4	37.2	ACRES
NE 1/4	NW 1/4	39.4	ACRES
NW 1/4	NW 1/4	38.0	ACRES
SW 1/4	NW 1/4	40.0	ACRES
SE 1/4	NW 1/4	29.6	ACRES

SECTION 14

NE 1/4	NE 1/4	31.8	ACRES
NW 1/4	NE 1/4	6.0	ACRES
SW 1/4	NE 1/4	34.5	ACRES
SE 1/4	NE 1/4	34.9	ACRES
NW 1/4	NW 1/4	2.5	ACRES
SW 1/4	NW 1/4	5.0	ACRES
SE 1/4	NW 1/4	10.5	ACRES
NE 1/4	SW 1/4	38.0	ACRES
NW 1/4	SW 1/4	40.0	ACRES
SW 1/4	SW 1/4	40.0	ACRES
SE 1/4	SW 1/4	37.7	ACRES
NW 1/4	SE 1/4	40.0	ACRES
SW 1/4	SE 1/4	39.0	ACRES

SECTION 15

NE 1/4	NE 1/4	33.0	ACRES
NW 1/4	NE 1/4	33.7	ACRES
SW 1/4	NE 1/4	34.0	ACRES
SE 1/4	NE 1/4	26.0	ACRES
NE 1/4	NW 1/4	40.0	ACRES
NW 1/4	NW 1/4	18.0	ACRES
SW 1/4	NW 1/4	25.4	ACRES
SE 1/4	NW 1/4	39.0	ACRES
NE 1/4	SW 1/4	22.2	ACRES
NW 1/4	SW 1/4	34.8	ACRES
SW 1/4	SW 1/4	6.4	ACRES
SE 1/4	SW 1/4	20.6	ACRES
NE 1/4	SE 1/4	18.0	ACRES
NW 1/4	SE 1/4	34.5	ACRES
SW 1/4	SE 1/4	35.0	ACRES
SE 1/4	SE 1/4	6.0	ACRES

SECTION 16

NW 1/4 NE 1/4 4.7 ACRES  
 SW 1/4 NE 1/4 7.0 ACRES  
 SE 1/4 NE 1/4 11.2 ACRES  
 SE 1/4 SW 1/4 10.0 ACRES  
 NE 1/4 SE 1/4 3.9 ACRES  
 SW 1/4 SE 1/4 10.0 ACRES

## SECTION 17

NW 1/4 NE 1/4 18.0 ACRES  
 NE 1/4 NW 1/4 7.0 ACRES

## SECTION 20

NW 1/4 NE 1/4 2.4 ACRES  
 SW 1/4 NE 1/4 4.2 ACRES  
 SE 1/4 NE 1/4 4.2 ACRES  
 NE 1/4 NW 1/4 7.0 ACRES  
 NW 1/4 NW 1/4 9.0 ACRES  
 SW 1/4 NW 1/4 1.6 ACRES  
 NE 1/4 SE 1/4 10.6 ACRES  
 NW 1/4 SE 1/4 11.0 ACRES

## SECTION 21

NW 1/4 NE 1/4 33.0 ACRES  
 SW 1/4 NE 1/4 31.2 ACRES  
 NE 1/4 NW 1/4 33.1 ACRES  
 NW 1/4 NW 1/4 36.4 ACRES  
 SW 1/4 NW 1/4 5.6 ACRES  
 SE 1/4 NW 1/4 27.9 ACRES  
 NE 1/4 SW 1/4 2.8 ACRES  
 NW 1/4 SE 1/4 3.0 ACRES

## SECTION 22

SW 1/4 SW 1/4 3.6 ACRES  
 SE 1/4 SW 1/4 16.6 ACRES  
 SW 1/4 SE 1/4 1.0 ACRES

## SECTION 27

NW 1/4 NE 1/4 3.0 ACRES  
 NE 1/4 NW 1/4 40.0 ACRES  
 NW 1/4 NW 1/4 11.5 ACRES  
 SW 1/4 NW 1/4 8.3 ACRES  
 SE 1/4 NW 1/4 23.5 ACRES

## SECTION 34

TOWNSHIP 13 SOUTH, RANGE 5 WEST, W.M.

SW 1/4 NW 1/4 27.4 ACRES  
 NW 1/4 SW 1/4 21.8 ACRES  
 SW 1/4 SW 1/4 6.0 ACRES

## SECTION 3

SE 1/4 NE 1/4 8.0 ACRES

SW 1/4 SW 1/4 20.0 ACRES  
 NE 1/4 SE 1/4 13.0 ACRES  
 SE 1/4 SE 1/4 6.0 ACRES  
 SECTION 4

SE 1/4 SE 1/4 25.0 ACRES  
 SECTION 5  
 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.

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 waters decrease to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.

The permittee shall install, maintain, and operate fish screening and bypass 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.

Complete application of the water to the use shall be made on or before October 1, 2006. If the water is not completely applied before this date, and the permittee wishes to continue development under the permit, the permittee must submit an application for extension of time, which may be approved based upon the merit of the application.

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 May 24, 2002

  
Paul R. Cleary, Director  
Water Resources Department

NOTE: Pursuant to ORS 537.330, in any transaction for the conveyance of real estate that includes any portion of the lands described in this permit, the seller of the real estate shall, upon accepting an offer to purchase that real estate, also inform the purchaser in writing whether any permit, transfer approval order, or certificate evidencing the water right is available and that the seller will deliver any permit, transfer approval order or certificate to the purchaser at closing, if the permit, transfer approval order or certificate is available.

Application S-84530  
Basin 2

Water Resources Department  
Volume 24 WILLAMETTE S 1/2 MISC

PERMIT S-53780  
District 16