

STATE OF OREGON

COUNTY OF YAMHILL

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

DANDREW WINE LLC
1910 FAIRVIEW AVE E, STE 400
SEATTLE, WA 98102

NORTHWEST FARM CREDIT SERVICES FCLA
9530 BEDFORD ST
PASCO, WA 99301

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

APPLICATION FILE NUMBER: S-72543

SOURCE OF WATER: PONDS 1 AND 2, CONSTRUCTED UNDER PERMIT R-1517, AND
PONDS 3 AND 4, CONSTRUCTED AND ENLARGED UNDER APPLICATION R-72542,
PERMIT R-11801, TRIBUTARIES OF STAG HOLLOW CREEK

PURPOSE OR USE: LIVESTOCK WATERING, WILDLIFE USE, RECREATION USE AND
SUPPLEMENTAL IRRIGATION OF 39.8 ACRES

MAXIMUM VOLUME: 8.5 ACRE-FEET (AF) OF STORED WATER ONLY, BEING 0.5 AF
FROM POND 1 FOR LIVESTOCK WATERING, 1.0 AF FROM POND 1 FOR RECREATION
USE, 1.05 AF FROM POND 2 FOR SUPPLEMENTAL IRRIGATION, 2.45 AF FROM POND
2 FOR LIVESTOCK WATERING, 1.0 AF FROM POND 3 FOR LIVESTOCK WATERING, 0.5
AF FROM POND 4 FOR LIVESTOCK WATERING, AND 2.0 AF FROM POND 4 FOR
RECREATION USE

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31 FOR IRRIGATION AND RECREATION
USE; YEAR-ROUND FOR LIVESTOCK WATERING

DATE OF PRIORITY: JULY 8, 1992

POINT OF DIVERSION LOCATIONS:

POND 1: NW $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 1, T3S, R4W, W.M.; 820 FEET SOUTH AND
2550 FEET WEST FROM NE CORNER, SECTION 1

POND 2: SE $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 36, T2S, R4W, W.M.; 1270 FEET NORTH AND
3150 FEET WEST FROM SE CORNER, SECTION 36

POND 3: SW $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 1, T3S, R4W, W.M.; 1600 FEET SOUTH AND
1800 FEET WEST FROM NE CORNER, SECTION 1

POND 4: SW $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 36, T2S, R4W, W.M.; 1225 FEET NORTH AND
1700 FEET WEST FROM SE CORNER, SECTION 36

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 stored water only for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SW ¼ SW ¼ 4.0 ACRES AND LIVESTOCK
 SE ¼ SW ¼ 7.4 ACRES AND LIVESTOCK
 SECTION 36
 TOWNSHIP 2 SOUTH, RANGE 4 WEST, W.M.

NE ¼ NW ¼ 9.6 ACRES AND LIVESTOCK
 NW ¼ NW ¼ 18.8 ACRES AND LIVESTOCK
 SECTION 1
 TOWNSHIP 3 SOUTH, RANGE 4 WEST, W.M.

Measurement, recording and reporting conditions:

- A. The Director may require the permittee to install a meter, or other suitable measuring device as approved by the Director. If the Director notifies the permittee to install a meter or measuring device, the permittee shall install such device within the period stated in the notice. Such installation period shall not be less than 90 days unless special circumstances warrant a shorter installation period. Once installed, the permittee shall maintain the meter or other measuring device in good working order, and shall allow the watermaster access to the meter or measuring device. The Director may provide an opportunity for the permittee to submit alternative measuring procedures for review and approval.
- B. The Director may require the permittee to keep and maintain a record of the 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 right is limited to any deficiency in the available supply of any prior right existing for the same land.

The permittee shall install, maintain, and operate upstream fish ways, fish screening and by-pass devices as required by the Oregon Department of Fish and Wildlife (ODFW) to prevent fish from entering the proposed diversion. The required upstream fish ways and screens and by-pass devices are to be in place, functional and approved by and ODFW representative prior to diversion of any water.

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

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 of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Actual construction work shall begin by May 20, 1997, and shall be completed on or before October 1, 2015. Complete application of the water to the use shall be made on or before October 1, 2015.

Within one year after making beneficial use of water, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner.

This permit is issued to incorporate the Extension of Time, Assignment and a partial cancellation for Permit S-52267. Permit S-52267, dated May 20, 1996, is superseded by this instrument and is of no further force or effect.

Issued August 21 , 2014



E. Timothy Wallin, Water Rights Program Manager
for Director, Oregon Water Resources Department