

STATE OF OREGON

COUNTIES OF UMATILLA AND MORROW

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

MADISON RANCHES, INC.  
29299 MADISON RD  
ECHO, OR 97826

EQUITABLE AGRIFINANCE LLC  
6300 C STREET SW, MS 3B-CR  
CEDAR RAPIDS, IA 52499

EQUITABLE LIFE INSURANCE CO.  
C/O EQUITABLE AGRIFINANCE LLC  
6300 C STREET SW, MS 3B-CR  
CEDAR RAPIDS, IA 52499

NORTHWEST FARM CREDIT SERVICES FLCA  
12 SW NYE AVE  
PENDLETON, OR 97801

**This superseding permit is issued to describe an amendment for a change in place of use proposed under Permit Amendment Application T-13573 and approved by Special Order Vol. 121, Page 19, entered July 28, 2021, a diminishment under Transfer Application T-11330 and approved by Special Order Vol. 87, Page 63, entered February 16, 2012, to describe an extension of time for complete application of water approved April 14, 2020, and partial assignments approved April 12, 2016, and March 6, 2017. This permit supersedes Permit S-54675.**

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

APPLICATION FILE NUMBER: S-86866

DATE OF PRIORITY: MAY 21, 2007

SOURCE OF WATER: COLUMBIA RIVER, A TRIBUTARY OF PACIFIC OCEAN

PURPOSE OR USE: IRRIGATION OF 7605.6 ACRES TO MAKE UP IN DEFICIENCY IN RATE/VOLUME (\*WHICH INCLUDES RAISING THE SOIL MOISTURE TO FIELD CAPACITY TO BE UTILIZED BY PLANT GROWTH IN THE SUBSEQUENT GROWING SEASON) AND SUPPLEMENTAL IRRIGATION OF 9 ACRES

MAXIMUM RATE: 22.3 CUBIC FEET PER SECOND (CFS) AS FURTHER LIMITED BELOW

USE	LIMIT (CFS PER ACRE)	DUTY (AF PER ACRE)	PERIOD OF USE
IRRIGATION*	1/40	4.5 MAX	MARCH 1 – APRIL 14 AND OCTOBER 1 – NOVEMBER 1
IRRIGATION*	1/40	FURTHER LIMITED TO 1.5	NOVEMBER 2 – FEBRUARY 29

The amount of water secured under this permit, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-FORTIETH of one cubic foot per second and 4.5 acre-feet per each acre irrigated during the periods from March 1 through April 14 and from October 1 through November 1, not to exceed 1.5 acre-feet per acre irrigated during the period from November 2 through the end of February, provided the use of water shall not exceed 4.5 acre-feet for each acre irrigated in any one year.

POINT OF DIVERSION LOCATIONS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
4 N	25 E	WM	2	NE NW	POD 1 – 150 FEET SOUTH AND 2990 FEET WEST FROM THE NE CORNER OF SECTION 2
5 N	27 E	WM	13	NW SW	POD 2 – 2270 FEET NORTH AND 940 FEET EAST FROM THE SW CORNER OF SECTION 13

THE PLACE OF USE IS LOCATED AS FOLLOWS:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
3 N	26 E	WM	23	NE NE		0.3
3 N	26 E	WM	23	SE NE		0.3
3 N	26 E	WM	24	NE NE		31.8
3 N	26 E	WM	24	NW NE		31.2
3 N	26 E	WM	24	SW NE		32.1
3 N	26 E	WM	24	SE NE		33.0
3 N	26 E	WM	24	NE NW		31.4
3 N	26 E	WM	24	NW NW		32.9
3 N	26 E	WM	24	SW NW		32.9
3 N	26 E	WM	24	SE NW		30.5
3 N	26 E	WM	24	NE SW		7.2
3 N	26 E	WM	24	NW SW		6.9
3 N	26 E	WM	24	SW SW		37.4
3 N	26 E	WM	24	SE SW		37.7
3 N	26 E	WM	24	NE SE		39.4
3 N	26 E	WM	24	NW SE		13.3
3 N	26 E	WM	24	SW SE		11.5
3 N	26 E	WM	24	SE SE		36.5
3 N	26 E	WM	25	NE NE		11.2
3 N	26 E	WM	25	SE NE		11.6
3 N	26 E	WM	25	NE NW		17.5
3 N	26 E	WM	25	NW NW		32.3
3 N	26 E	WM	25	SW NW		38.8
3 N	26 E	WM	25	SE NW		0.2
3 N	26 E	WM	25	NE SW		38.2
3 N	26 E	WM	25	NW SW		29.7
3 N	26 E	WM	25	SW SW		14.5
3 N	26 E	WM	25	SE SW		38.1
3 N	26 E	WM	25	NE SE		18.2
3 N	26 E	WM	25	NW SE		10.4
3 N	26 E	WM	25	SW SE		10.3
3 N	26 E	WM	25	SE SE		16.8
3 N	26 E	WM	26	NE NE		1.3

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
3 N	26 E	WM	26	SE NE		2.1
3 N	26 E	WM	26	NE SE		1.3
3 N	27 E	WM	1	NE NE		1.3
3 N	27 E	WM	1	SW NE		13.7
3 N	27 E	WM	1	SE NE		15.0
3 N	27 E	WM	1	NE SW		30.3
3 N	27 E	WM	1	NW SW		19.2
3 N	27 E	WM	1	SW SW		34.6
3 N	27 E	WM	1	SE SW		34.8
3 N	27 E	WM	1	NE SE		34.4
3 N	27 E	WM	1	NW SE		40.3
3 N	27 E	WM	1	SW SE		28.6
3 N	27 E	WM	1	SE SE		34.0
3 N	27 E	WM	2	SE SW		25.4
3 N	27 E	WM	2	SW SE		24.1
3 N	27 E	WM	2	SE SE		0.1
3 N	27 E	WM	11	NE NE		36.7
3 N	27 E	WM	11	NW NE		37.2
3 N	27 E	WM	11	SW NE		12.9
3 N	27 E	WM	11	SE NE		39.3
3 N	27 E	WM	11	NE NW		36.9
3 N	27 E	WM	11	NW NW		2.1
3 N	27 E	WM	11	SW NW		36.2
3 N	27 E	WM	11	SE NW		35.3
3 N	27 E	WM	11	NE SW		32.8
3 N	27 E	WM	11	NW SW		27.2
3 N	27 E	WM	11	SW SW		30.8
3 N	27 E	WM	11	SE SW		39.6
3 N	27 E	WM	11	NE SE		33.2
3 N	27 E	WM	11	NW SE		39.9
3 N	27 E	WM	11	SW SE		33.8
3 N	27 E	WM	11	SE SE		19.3
3 N	27 E	WM	12	NE NE		23.7
3 N	27 E	WM	12	NW NE		31.8
3 N	27 E	WM	12	SW NE		33.0
3 N	27 E	WM	12	SE NE		38.4
3 N	27 E	WM	12	NE NW		36.7
3 N	27 E	WM	12	NW NW		28.1
3 N	27 E	WM	12	SW NW		33.8
3 N	27 E	WM	12	SE NW		39.0
3 N	27 E	WM	12	NE SW		26.8
3 N	27 E	WM	12	NW SW		39.9
3 N	27 E	WM	12	SW SW		30.1
3 N	27 E	WM	12	SE SW		19.4
3 N	27 E	WM	12	NE SE		37.6
3 N	27 E	WM	12	NW SE		12.0
3 N	27 E	WM	13	NE NE		33.3
3 N	27 E	WM	13	NW NE		31.3
3 N	27 E	WM	13	SW NE		29.2
3 N	27 E	WM	13	SE NE		35.8
3 N	27 E	WM	13	NE NW		38.9

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
3 N	27 E	WM	13	NW NW		34.0
3 N	27 E	WM	13	SW NW		32.9
3 N	27 E	WM	13	SE NW		19.5
3 N	27 E	WM	13	NE SW		0.3
3 N	27 E	WM	13	NW SW		36.9
3 N	27 E	WM	13	SW SW		5.9
3 N	27 E	WM	13	SE SW		0.1
3 N	27 E	WM	13	NE SE		35.7
3 N	27 E	WM	13	NW SE		34.0
3 N	27 E	WM	13	SW SE		30.2
3 N	27 E	WM	13	SE SE		28.3
3 N	27 E	WM	14	NE NE		34.4
3 N	27 E	WM	14	NW NE		40.2
3 N	27 E	WM	14	SW NE		31.3
3 N	27 E	WM	14	SE NE		33.6
3 N	27 E	WM	14	NE NW		30.6
3 N	27 E	WM	14	NW NW		21.5
3 N	27 E	WM	14	SW NW		12.5
3 N	27 E	WM	14	SE NW		37.6
3 N	27 E	WM	14	NE SW		39.4
3 N	27 E	WM	14	NW SW		13.2
3 N	27 E	WM	14	SE SW		0.1
3 N	27 E	WM	14	NE SE		37.0
3 N	27 E	WM	14	NW SE		10.7
3 N	27 E	WM	14	SE SE		6.0
3 N	27 E	WM	15	NW NW		16.4
3 N	27 E	WM	15	SW NW		36.9
3 N	27 E	WM	15	NW SW		7.9
3 N	27 E	WM	16	NE NE		17.2
3 N	27 E	WM	16	NW NE		16.6
3 N	27 E	WM	16	SW NE		15.3
3 N	27 E	WM	16	SE NE		38.6
3 N	27 E	WM	16	NE NW		38.6
3 N	27 E	WM	16	NW NW		13.3
3 N	27 E	WM	16	SW NW		14.6
3 N	27 E	WM	16	SE NW		38.6
3 N	27 E	WM	16	NE SW		34.4
3 N	27 E	WM	16	NW SW		36.0
3 N	27 E	WM	16	SW SW		27.9
3 N	27 E	WM	16	SE SW		26.0
3 N	27 E	WM	16	NE SE		8.6
3 N	27 E	WM	17	NE NE		36.4
3 N	27 E	WM	17	NW NE		22.3
3 N	27 E	WM	17	SW NE		24.5
3 N	27 E	WM	17	SE NE		35.9
3 N	27 E	WM	17	NE NW		34.2
3 N	27 E	WM	17	NW NW		26.9
3 N	27 E	WM	17	SW NW		34.5
3 N	27 E	WM	17	SE NW		39.7
3 N	27 E	WM	17	NE SW		5.5
3 N	27 E	WM	17	NW SW		3.0

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
3 N	27 E	WM	17	NE SE		0.2
3 N	27 E	WM	19	NE NW		22.3
3 N	27 E	WM	19	NW NW	1	39.0
3 N	27 E	WM	19	SW NW	2	40.0
3 N	27 E	WM	19	SE NW		22.8
3 N	27 E	WM	19	NW SW	3	13.5
3 N	27 E	WM	19	SW SW	4	11.7
3 N	27 E	WM	19	NE SE		34.0
3 N	27 E	WM	19	NW SE		29.0
3 N	27 E	WM	19	SW SE		29.2
3 N	27 E	WM	19	SE SE		38.3
3 N	27 E	WM	20	NE NE		1.2
3 N	27 E	WM	20	NW NE		30.8
3 N	27 E	WM	20	SW NE		36.6
3 N	27 E	WM	20	SE NE		2.1
3 N	27 E	WM	20	NE NW		23.2
3 N	27 E	WM	20	SE NW		28.8
3 N	27 E	WM	20	NE SW		23.7
3 N	27 E	WM	20	NW SW		0.8
3 N	27 E	WM	20	SW SW		23.2
3 N	27 E	WM	20	SE SW		27.8
3 N	27 E	WM	20	NE SE		0.4
3 N	27 E	WM	20	NW SE		31.5
3 N	27 E	WM	20	SW SE		34.8
3 N	27 E	WM	20	SE SE		0.7
3 N	27 E	WM	23	NE NE		2.6
3 N	27 E	WM	23	NW NE		27.6
3 N	27 E	WM	23	SW NE		40.2
3 N	27 E	WM	23	SE NE		7.8
3 N	27 E	WM	23	NE NW		14.2
3 N	27 E	WM	23	SE NW		26.5
3 N	27 E	WM	23	NE SW		2.1
3 N	27 E	WM	23	NE SE		33.9
3 N	27 E	WM	23	NW SE		16.3
3 N	27 E	WM	23	SW SE		11.9
3 N	27 E	WM	23	SE SE		24.6
3 N	27 E	WM	24	NE NE		39.1
3 N	27 E	WM	24	NW NE		6.2
3 N	27 E	WM	24	SW NE		13.0
3 N	27 E	WM	24	SE NE		28.2
3 N	27 E	WM	24	NE SW		4.9
3 N	27 E	WM	24	SE SW		0.4
3 N	27 E	WM	24	NW SE		1.7
3 N	27 E	WM	24	SW SE		0.1
3 N	27 E	WM	25	NE NW		3.8
3 N	27 E	WM	25	NW NW		8.0
3 N	27 E	WM	25	SW NW		33.0
3 N	27 E	WM	25	SE NW		0.4
3 N	27 E	WM	25	NE SW		20.7
3 N	27 E	WM	25	NW SW		36.2
3 N	27 E	WM	25	SW SW		40.4

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
3 N	27 E	WM	25	SE SW		30.8
3 N	27 E	WM	26	NE NE		32.2
3 N	27 E	WM	26	NW NE		21.7
3 N	27 E	WM	26	SE NE		23.3
3 N	27 E	WM	26	NE NW		10.2
3 N	27 E	WM	26	NW NW		24.2
3 N	27 E	WM	26	SW NW		29.3
3 N	27 E	WM	26	SE NW		14.2
3 N	27 E	WM	26	NE SW		34.7
3 N	27 E	WM	26	NW SW		38.3
3 N	27 E	WM	26	SW SW		25.3
3 N	27 E	WM	26	SE SW		24.2
3 N	27 E	WM	26	NE SE		7.2
3 N	27 E	WM	26	SE SE		8.6
3 N	27 E	WM	27	NW NW		21.0
3 N	27 E	WM	27	SW NW		21.4
3 N	27 E	WM	27	NE SW		8.2
3 N	27 E	WM	27	NW SW		20.4
3 N	27 E	WM	27	SW SW		21.1
3 N	27 E	WM	27	SE SW		8.3
3 N	27 E	WM	27	NE SE		13.6
3 N	27 E	WM	27	NW SE		36.4
3 N	27 E	WM	27	SE SE		14.0
3 N	27 E	WM	28	NE NE		35.3
3 N	27 E	WM	28	NW NE		3.5
3 N	27 E	WM	28	SW NE		3.4
3 N	27 E	WM	28	SE NE		35.5
3 N	27 E	WM	28	NE SE		36.6
3 N	27 E	WM	28	NW SE		5.2
3 N	27 E	WM	28	SW SE		5.3
3 N	27 E	WM	28	SE SE		37.4
3 N	27 E	WM	29	NE NE		10.4
3 N	27 E	WM	29	NW NE		39.3
3 N	27 E	WM	29	SW NE		36.8
3 N	27 E	WM	29	SE NE		9.1
3 N	27 E	WM	29	NE NW		21.6
3 N	27 E	WM	29	NW NW		36.4
3 N	27 E	WM	29	SW NW		36.7
3 N	27 E	WM	29	SE NW		33.1
3 N	27 E	WM	29	NE SW		23.2
3 N	27 E	WM	29	NW SW		37.8
3 N	27 E	WM	29	SW SW		37.4
3 N	27 E	WM	29	SE SW		23.4
3 N	27 E	WM	29	NE SE		14.9
3 N	27 E	WM	29	NW SE		38.3
3 N	27 E	WM	29	SW SE		38.6
3 N	27 E	WM	29	SE SE		15.5
3 N	27 E	WM	30	NE NE		33.2
3 N	27 E	WM	30	NW NE		34.7
3 N	27 E	WM	30	SW NE		32.2

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
3 N	27 E	WM	30	SE NE		30.9
3 N	27 E	WM	30	NE NW		7.3
3 N	27 E	WM	30	NW NW	1	47.7
3 N	27 E	WM	30	SW NW	2	48.5
3 N	27 E	WM	30	SE NW		7.3
3 N	27 E	WM	30	NE SW		12.9
3 N	27 E	WM	30	NW SW	3	45.8
3 N	27 E	WM	30	SW SW	4	43.4
3 N	27 E	WM	30	SE SW		11.5
3 N	27 E	WM	30	NE SE		24.0
3 N	27 E	WM	30	NW SE		38.9
3 N	27 E	WM	30	SW SE		37.0
3 N	27 E	WM	30	SE SE		22.3
3 N	27 E	WM	34	NE NE		34.4
3 N	27 E	WM	34	NW NE		14.9
3 N	27 E	WM	34	SW NE		9.3
3 N	27 E	WM	34	SE NE		34.1
3 N	27 E	WM	34	SW NW		6.7
3 N	27 E	WM	34	SE NW		12.6
3 N	27 E	WM	34	NE SW		40.2
3 N	27 E	WM	34	NW SW		36.2
3 N	27 E	WM	34	SW SW		25.0
3 N	27 E	WM	34	SE SW		34.6
3 N	27 E	WM	34	NE SE		40.2
3 N	27 E	WM	34	NW SE		33.6
3 N	27 E	WM	34	SW SE		18.7
3 N	27 E	WM	34	SE SE		37.3
3 N	27 E	WM	35	NW NE		1.2
3 N	27 E	WM	35	NE NW		39.6
3 N	27 E	WM	35	NW NW		36.7
3 N	27 E	WM	35	SW NW		18.7
3 N	27 E	WM	35	SE NW		18.6
3 N	27 E	WM	35	NW SW		26.9
3 N	27 E	WM	35	SW SW		17.6
3 N	27 E	WM	36	NE NW		2.8
3 N	27 E	WM	36	NW NW		7.3
3 N	27 E	WM	36	NW SW		7.6
3 N	28 E	WM	6	NE NW	3	19.8
3 N	28 E	WM	6	NW NW	4	19.4
3 N	28 E	WM	6	SW NW	5	32.6
3 N	28 E	WM	6	SE NW		35.3
3 N	28 E	WM	6	NE SW		25.8
3 N	28 E	WM	6	NW SW	6	25.8
3 N	28 E	WM	6	SW SW	7	32.1
3 N	28 E	WM	6	SE SW		35.2
3 N	28 E	WM	7	NE NW		32.3
3 N	28 E	WM	7	NW NW	1	33.6
3 N	28 E	WM	7	SW NW	2	28.3
3 N	28 E	WM	7	SE NW		24.2
3 N	28 E	WM	7	NE SW		34.0
3 N	28 E	WM	7	NW SW	3	21.6

IRRIGATION						
Twtp	Rng	Mer	Sec	Q-Q	GLot	Acres
3 N	28 E	WM	7	SW SW	4	23.9
3 N	28 E	WM	7	SE SW		33.5
3 N	28 E	WM	7	SW SE		1.3
3 N	28 E	WM	17	NE SW		4.5
3 N	28 E	WM	17	NW SW		38.4
3 N	28 E	WM	17	SW SW		39.7
3 N	28 E	WM	17	SE SW		5.0
3 N	28 E	WM	18	NW NE		1.7
3 N	28 E	WM	18	NE NW		36.1
3 N	28 E	WM	18	NW NW	1	28.4
3 N	28 E	WM	18	SW NW	2	30.3
3 N	28 E	WM	18	SE NW		23.8
3 N	28 E	WM	18	NE SW		24.7
3 N	28 E	WM	18	NW SW	3	32.2
3 N	28 E	WM	18	SE SW		13.2
3 N	28 E	WM	18	NE SE		2.4
3 N	28 E	WM	18	SW SE		1.1
3 N	28 E	WM	18	SE SE		35.7
3 N	28 E	WM	19	NE NE		35.7
3 N	28 E	WM	19	NW NE		1.4
3 N	28 E	WM	19	SW NE		2.9
3 N	28 E	WM	19	SE NE		31.1
3 N	28 E	WM	19	NE NW		3.3
3 N	28 E	WM	19	NW NW	1	15.4
3 N	28 E	WM	19	SW NW	2	8.4
3 N	28 E	WM	19	SE NW		0.2
3 N	28 E	WM	19	NW SW	3	0.1
3 N	28 E	WM	19	NE SE		8.0
3 N	28 E	WM	19	NW SE		33.2
3 N	28 E	WM	19	SW SE		1.7
3 N	28 E	WM	19	SE SE		1.5
3 N	28 E	WM	20	NW NW		12.9
3 N	28 E	WM	20	SW NW		6.5
3 N	28 E	WM	20	NW SW		4.2
3 N	28 E	WM	30	SW NW	2	0.8
3 N	28 E	WM	30	SE NW		0.1
3 N	28 E	WM	30	NE SW		0.1
3 N	28 E	WM	30	NW SW	3	1.5
3 N	28 E	WM	30	SW SW	4	1.6
3 N	28 E	WM	30	NE SE		17.3
3 N	28 E	WM	30	NW SE		7.1
3 N	28 E	WM	30	SW SE		16.5
3 N	28 E	WM	30	SE SE		33.8
					Total	7605.6

SUPPLEMENTAL IRRIGATION					
Twtp	Rng	Mer	Sec	Q-Q	Acres
3 N	27 E	WM	1	NW SW	9.0



**Permit Amendment T-13573 Conditions:**

The former place of use shall no longer be irrigated as part of this permit.

**Extension of Time Conditions:****Checkpoint Condition**

The permit holder must submit a completed Progress Report Form to the Department by October 1, 2024. A form will be enclosed with your Final Order.

(a) At each checkpoint, the permit holder shall submit and the Department shall review evidence of the permit holder's diligence towards completion of the project and compliance with terms and conditions of the permit and extension. If, after this review, the Department determines the permit holder has not been diligent in developing and perfecting the water use permit, or complied with all terms and conditions, the Department shall modify or further condition the permit or extension to ensure future compliance, or begin cancellation proceedings on the undeveloped portion of the permit pursuant to ORS 537.260 or 537.410, or require submission of a final proof survey pursuant to ORS 537.250;

(b) The Department shall provide notice of receipt of progress reports in its weekly notice and shall allow a 30 day comment period for each report. The Department shall provide notice of its determination to anyone who submitted comments.

**Existing Permit Conditions:**

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter or other suitable measuring device as approved by the Director at each point of diversion. The permittee shall maintain the meter(s) or measuring device(s) in good working order.
- B. The permittee 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.
- C. The permittee shall allow the watermaster access to the meter(s) or measuring device(s); provided however, where any meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
- D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

The use allowed herein may be made when water can be put to beneficial use by irrigation, either for immediate crop growth or for forecast requirements to raise the soil moisture to field capacity to be utilized by plant growth in the subsequent growing season.

The use of water for out-of-season irrigation allowed herein shall not establish priority of right against future appropriations for beneficial uses or storage for such beneficial uses, other than those for irrigation during the allowed period of out-of-season use.

The permittee shall install, maintain, and operate fish screening and by-pass devices consistent with current Oregon Department of Fish and Wildlife's (ODFW) standards. Fish screening is to prevent fish from entering the proposed diversion while by-pass devices provide adequate upstream and downstream passage for fish. The required screen and by-pass devices are to be in place and functional, and approved in writing by ODFW prior to diversion of any water. The permittee may submit evidence in writing that ODFW has determined screens and/or by-pass devices are not necessary.

The permittee shall not construct, operate or maintain any dam or artificial obstruction to fish passage in the channel of the subject stream without providing a fishway to ensure adequate upstream and downstream passage for fish, unless the permittee has requested and been granted a fish passage waiver by the Oregon Fish and Wildlife Commission. The permittee is hereby directed to contact an Oregon Department of Fish and Wildlife Fish Passage Coordinator, before beginning construction of an in-channel obstruction.

### **STANDARD CONDITIONS**

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.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

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 in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR 635-415, shall be followed.

The use may be restricted if the quality of downstream waters decreases to the point that those waters no longer meet state or federal water quality standards due to reduced flows.

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.

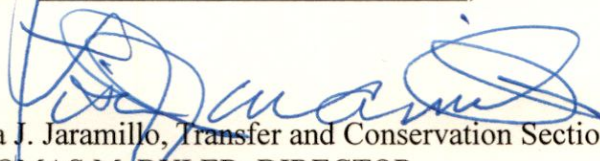
The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

Complete application of the water to the use was to be made on or before September 30, 2015. By Extension of Time Final Order dated April 14, 2020, complete application of the water to the use is to be made on or before October 1, 2025. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.

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.

**JUL 28 2021**

Signed \_\_\_\_\_;



Lisa J. Jaramillo, Transfer and Conservation Section Manager, for  
THOMAS M. BYLER, DIRECTOR  
Oregon Water Resources Department

