

STATE OF OREGON

COUNTY OF COOS

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

FRIDAY FARMS, INC.
P.O. BOX 1384
BANDON, OREGON 97411

(541)347-9594

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

APPLICATION FILE NUMBER: G-13769

SOURCE OF WATER: THREE WELLS IN COQUILLE RIVER BASIN

PURPOSE OR USE: CRANBERRY OPERATIONS ON 8.5 ACRES AND SUPPLEMENTAL
CRANBERRY OPERATIONS ON 5.4 ACRES

MAXIMUM RATE: 0.27 CUBIC FOOT PER SECOND

PERIOD OF USE: YEAR ROUND FROM WELL 1,5, AND 6

DATE OF PRIORITY: AUGUST 11, 1994

POINT OF DIVERSION LOCATION: SW 1/4 SE 1/4, SECTION 20, NW 1/4 NE 1/4,
SECTION 29, TOWNSHIP 28 SOUTH, RANGE 14 WEST, W.M.; WELL 5 - 180 FEET NORTH
& 470 FEET EAST; WELL 6 - 140 FEET NORTH & 75 FEET EAST; WELL 1 - 600 FEET
SOUTH & 750 FEET EAST; ALL FROM NORTH 1/4 CORNER SECTION 29

The amount of water diverted for CRANBERRY OPERATIONS, together with amounts secured under any other rights existing for the same lands, is limited as follows: For temperature control, 0.15 cubic foot per second per acre; For flood harvesting or pest control, 0.05 cubic foot per second per acre; For irrigation of cranberries, ONE-FORTIETH of one cubic foot per second and 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. For the irrigation of any other crop, ONE-EIGHTIETH of one cubic foot per second and 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

	PRIMARY	SUPPLEMENTAL
NW 1/4 SE 1/4	5.5 ACRES	
SW 1/4 SE 1/4	3.0 ACRES	3.9 ACRES
SECTION 20		
NW 1/4 NE 1/4		1.5 ACRES
SECTION 29		
TOWNSHIP 28 SOUTH, RANGE 14 WEST, W.M.		

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, a totalizing flow meter must be installed at each diversion point. The totalizing flow meter must be installed and maintained as identified in OAR 690-507-645.
- B. The permittee shall allow the watermaster access to the meter; provided however, where the meter is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The Director may require the permittee to keep and maintain a record of the amount (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 permittee shall obtain a static water-level measurement for each well during March of each year and report the measurement to the Department within thirty days. The measurement shall be made by a certified water-rights examiner, registered professional geologist, certified engineering geologist, professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board. Water levels shall be reported as depth-to-water below ground level and shall be accompanied by supporting calculations. Reports and calculations shall be provided to the Department on forms provided by the Department and shall be certified as to their accuracy by the individual making the measurements. If a well listed on this permit displays a total static water-level decline of 10 or more feet over any period of years, as compared to the reference level, then the permittee shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s). Such

action shall be taken until the water level recovers to above the 10-foot decline level or until the Department determines, based on the permittee's or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or senior water rights. The reference level for water-level declines shall be the second annual measurement taken after water use begins under the terms of this permit. The permittee shall in no instance allow excessive decline to occur within the aquifer as a result of use under this permit.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

If the number, location, or construction of any well deviates from that proposed in the permit application or permit conditions, the conclusions of the Technical Review, Initial Review or Proposed Final Order under which this permit was granted may be revised, conditions may be appropriately revised, or this permit may not be valid.

For lands identified as supplemental irrigation, 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.

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

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.

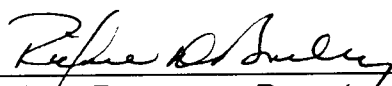
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use of water shall be limited when it interferes with any prior surface or ground water rights.

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 of the well shall begin within one year from permit issuance. Complete application of the water to the use shall be made on or before October 1, 2001.

Issued September 3, 1997



Water Resources Department
Director

Basin 17

Volume 3 Simpson Creek & Misc
MGMT.CODE 7BG, 7BR, 7FG, 7FR, 4KG, 4KR

District 19

Application G-13769

Water Resources Department

PERMIT G-13215