

STATE OF OREGON

COUNTY OF LANE

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

SOUTHVIEW IMPROVEMENT DISTRICT
ATTN: DONALD M LOUX
PO BOX 1508
FLORENCE, OREGON 97439

(541) 902-8465

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

APPLICATION FILE NUMBER: G-15347

SOURCE OF WATER: WELL 3 IN BERRY CREEK BASIN

PURPOSE OR USE: GROUP DOMESTIC USE EXPANDED FOR 30 HOUSEHOLDS AND IRRIGATION OF 1.0 ACRE

MAXIMUM RATE: 0.093 CUBIC FOOT PER SECOND (CFS); BEING 0.08 CFS FOR GROUP DOMESTIC USE EXPANDED FOR 30 HOUSEHOLDS AND 0.013 CFS FOR IRRIGATION OF 1.0 ACRE

PERIOD OF USE: YEAR ROUND FOR GROUP DOMESTIC USE EXPANDED FOR 30 HOUSEHOLDS; MARCH 1 THROUGH OCTOBER 31 OF EACH YEAR FOR IRRIGATION OF 1.0 ACRE

DATE OF PRIORITY: MARCH 16, 2001

WELL LOCATION: NW $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 15, T17S, R12W, W.M.; SOUTH 73 DEGREES 15 MINUTES EAST 138.9 FEET FROM THE N $\frac{1}{4}$ CORNER OF SECTION 15.

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 ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

NE $\frac{1}{4}$ SW $\frac{1}{4}$ GROUP DOMESTIC EXPANDED
SE $\frac{1}{4}$ SW $\frac{1}{4}$ 1.0 ACRE IRRIGATION & GROUP DOMESTIC EXPANDED
SECTION 10
TOWNSHIP 17 SOUTH, RANGE 12 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.

Application G-15347

Water Resources Department

PERMIT G-15107

If the Director notifies the permittee to install a meter or other 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 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 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.

STANDARD CONDITIONS

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.

The wells shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times.

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.

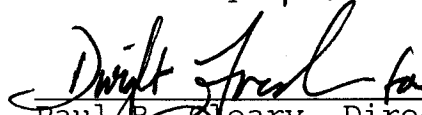
The use of water shall be limited when it interferes with any prior surface or ground water rights.

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.

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 July 24, 2002


Paul R. Freese, 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 G-15347
Basin 18
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Water Resources Department
Volume 3 BASIN 18 MISC

PERMIT G-15107
District 2