

STATE OF OREGON

COUNTY OF COOS

PERMIT TO CONSTRUCT A RESERVOIR AND TO
STORE FOR BENEFICIAL USE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

ROBERT NELSON
ROUTE 1, BOX 966
BANDON, OREGON 97411

503-347-2657

to construct NELSON 1 AND NELSON 2 RESERVOIRS and store the waters of AN UNNAMED STREAM, a tributary of TWOMILE CREEK, to be appropriated under Application 70424, Permit 51208, for CRANBERRY OPERATIONS.

This Permit is issued approving Reservoir Application R-70423. The date of priority is JUNE 18, 1990. The amount of water entitled to be stored each year is not more than 9.0 ACRE-FEET, BEING 6.0 AF IN NELSON 1 AND 3.0 AF IN NELSON 2.

The dams will be located as follows:

SW 1/4 SE 1/4, SECTION 18; NW 1/4 NE 1/4, SECTION 19, T 29 S, R 14 W, W.M.; NELSON 2 - 420 FEET NORTH AND 700 FEET EAST; NELSON 1 - 350 FEET SOUTH AND 300 FEET EAST, BOTH FROM N 1/4 CORNER, SECTION 19.

The area submerged by the reservoir, when full, will be 1.8 acre by Reservoir 1 and 0.5 acre by Reservoir 2. The maximum depth of water will be 12.0 feet.

The area to be submerged by the reservoirs is located within:

SW 1/4 SE 1/4
SECTION 18

NW 1/4 NE 1/4
SECTION 19

TOWNSHIP 29 SOUTH, RANGE 14 WEST, W.M.

The storage of water allowed herein is subject to the installation and maintenance of an outlet pipe, or the provisions of other means to evacuate water when determined necessary by the Water Resources Director to satisfy prior downstream rights.

Actual construction work shall begin on or before April 1, 1992, and shall be completed on or before October 1, 1993. The reservoir shall be filled, and complete application of the stored water to the use shall be made on or before October 1, 1994.

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.

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

Issued this date, APRIL 1, 1991.

/s/ WILLIAM H. YOUNG

Water Resources Department
William H. Young
Director

B ext. to 10-1-94
B+C ext. to 10-1-95,
B+C ext to 10-1-96,
EXT BC97