

STATE OF OREGON

COUNTY OF COOS

PERMIT TO STORE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

DUANE B LINDSAY
95 HARLEM AVE
BANDON, OREGON 97411

541-347-4259

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

APPLICATION FILE NUMBER: R-73170

SOURCE OF WATER: AN UN-NAMED STREAM, A TRIBUTARY OF TWOMILE CREEK

STORAGE FACILITY: AN UN-NAMED RESERVOIR

PURPOSE OR USE OF THE STORED WATER: TO BE APPROPRIATED UNDER APPLICATION S-73171, PERMIT 52604 FOR SUPPLEMENTAL CRANBERRY OPERATIONS

VOLUME OF USE: 9.1 ACRE-FEET EACH YEAR

WATER MAY BE APPROPRIATED FOR STORAGE DURING THE PERIOD DECEMBER 1 THROUGH JUNE 30

DATE OF PRIORITY: JANUARY 15, 1993

THE AREA SUBMERGED BY THE RESERVOIR, WHEN FULL, WILL BE 1.5 ACRES AND THE MAXIMUM DEPTH OF WATER WILL BE 12.0 FEET. THE MAXIMUM HEIGHT OF THE DAM SHALL NOT EXCEED 9.9 FEET.

DAM LOCATION: NW 1/4 SW 1/4, SECTION 13, T29S, R15W, W.M.; 3770 FEET SOUTH AND 4150 FEET WEST FROM THE NE CORNER OF SECTION 13

THE AREA TO BE SUBMERGED BY THE RESERVOIR IS LOCATED WITHIN THE NW 1/4 SW 1/4, SECTION 13, TOWNSHIP 29 SOUTH, RANGE 15 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 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.

Use under this permit is limited to the reservoir area. This permit does not provide for the appropriation of water for maintaining the water level or maintaining a suitable fresh water condition.

Before water use may begin under this permit, a staff gage that measures the entire range and stage between full reservoir level dead pool storage must be installed in the reservoir. The staff gage shall be United States Geological Survey style porcelain enamel iron staff gage style A, C, E, I or M. Additionally, before water use may begin under this permit, if the reservoir is located in channel then weirs must be installed upstream and downstream of the reservoir, and, a gated valve outlet must be installed. A written waiver may be obtained from the local Watermaster if in his judgement the installation of the weir(s) will provide no public benefit.

STANDARD CONDITIONS

The storage of water allowed herein is subject to the installation and maintenance of a fully functional conduit/gate assembly having a minimum diameter of 8 inches.

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.

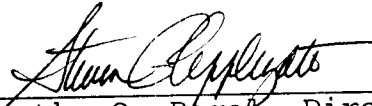
The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Actual construction work shall begin within one year from permit issuance and shall be completed on or before October 1, 1998. The reservoir shall be filled and complete application of the water to the use shall be made on or before October 1, 1999.

Issued August 14, 1996

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for 
Martha O. Págel, Director
Water Resources Department