

STATE OF OREGON

COUNTY OF COOS

PERMIT TO STORE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

ROBERT H & BARBARA L STOLZ
RT 1 BOX 2030
BANDON, OREGON 97411

(541) 347-3440

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

APPLICATION FILE NUMBER: R-73932

SOURCE OF WATER: TWO UNNAMED STREAMS, TRIBUTARIES OF JOHNSON CREEK

STORAGE FACILITY: RESERVOIRS #1, #2, & #3

PURPOSE OR USE OF THE STORED WATER: TO BE APPROPRIATED UNDER PERMIT S-52549 FOR CRANBERRY USE ON 8.0 ACRES AND IRRIGATION OF 1/2 ACRE LAWN AND GARDEN, BEING 9.1 ACRE-FEET (AF) IN RESERVOIRS #1 & #2 FOR CRANBERRY USE, AND 9.1 AF FROM RESERVOIR #3, BEING 8.6 AF FOR CRANBERRY USE AND 0.5 AF FOR IRRIGATION

VOLUME OF USE: 27.3 AF, BEING 9.1 AF FOR EACH RESERVOIR EACH YEAR

WATER MAY BE APPROPRIATED FOR STORAGE FROM DECEMBER 1 THROUGH MARCH 31 OF EACH YEAR

DATE OF PRIORITY: FEBRUARY 22, 1994

THE AREA SUBMERGED BY EACH RESERVOIR, WHEN FULL, WILL BE 1.5 ACRES. THE MAXIMUM DEPTH OF WATER IN RESERVOIRS #1 AND #2 WILL BE 12 FEET EACH; THE MAXIMUM DEPTH OF WATER IN RESERVOIR #3 WILL BE 15 FEET. THE MAXIMUM HEIGHT OF DAMS #1 AND #2 SHALL NOT EXCEED 9.9 FEET; THE MAXIMUM HEIGHT OF DAM #3 SHALL NOT EXCEED 6.0 FEET.

THE AREA TO BE SUBMERGED BY THE RESERVOIRS AND DAM LOCATIONS LIE WITHIN THE SE 1/4 SE 1/4, SECTION 5, T29S, R14W; DAM #1 - 790 FEET NORTH AND 1070 WEST, DAM #2 - 140 FEET NORTH AND 260 FEET WEST, DAM #3 - 1020 FEET NORTH AND 670 FEET WEST, ALL FROM THE SE CORNER OF SECTION 5

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order.
- B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or

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

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.

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.

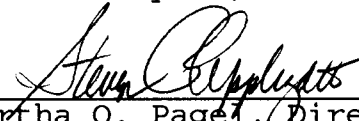
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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. Complete application of the water to the use shall be made on or before October 1, 1999.

Issued July 31, 1996

for 
Martha O. Page, Director
Water Resources Department

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Basin 17 Volume 3 Johnson Cr. & Misc.

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District 19