



# STATE OF OREGON

County of COOS

## PERMIT TO APPROPRIATE THE PUBLIC WATERS

This is to certify that I have examined APPLICATION **68608** and do hereby grant the same SUBJECT TO EXISTING RIGHTS INCLUDING THE APPROPRIATE MINIMUM FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD and the following limitations and conditions:

This permit is issued to **Ray F. Hopper of Route 1, Box 2061, Bandon, Oregon 97411, phone 347-9266,** for the use of the waters of Johnson Creek, a tributary of the Pacific Ocean, when available with any deficiency in the available supply from Johnson \* for the PURPOSE of **temperature control, flood harvesting of cranberries, and irrigation of 2.5 acres, being 0.375 cfs for temperature control, 0.125 cfs for flood harvesting and 0.063 cfs for irrigation** that the PRIORITY OF THE RIGHT dates from **November 1, 1985**

and is limited to the amount of water which can be applied to beneficial use and shall not exceed **0.375 cubic foot per second**

The POINT OF DIVERSION is to be LOCATED: **Diversion 1 - 150 feet North and 1180 feet West from the Northeast Corner of Section 8, being within the SE 1/4 SE 1/4 of Section 5; Diversion 2 - 970 feet North and 120 feet West from the East 1/4 Corner of Section 8, being within the SE 1/4 NE 1/4 of Section 8, both in Township 29 South, Range 14 West, WM, in the County of Coos.**

A description of the PLACE OF USE under the permit, and to which such right is appurtenant, is as follows:

- \* **Creek to be made up by appropriation from an unnamed stream,**
- \*\* **Air temperature control includes both frost protection and summer heat control**

**Township 29 South, Range 14 West, WM Section 8 SE 1/4 NE 1/4 2.5 acres Cranberry irrigation, air temperature control\*\* and flood harvest**

If for irrigation, this appropriation shall be limited to 1/40 of one cubic foot per second of its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year, for cranberries. If for the irrigation of any other crop, this appropriation shall be limited to 1/80 of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year, and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

The permittee shall record and submit annually to the Water Resources Department all pertinent data pertaining to use of water for temperature control (frost control) on forms furnished.

Actual construction work shall begin on or before **March 7, 1987**, and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19 **87**.

Complete application of the water to the proposed use shall be made on or before October 1, 19 **88**.

Witness my hand this **7th** day of **March**, 19 **86**.

**/s/ WILLIAM H. YOUNG**  
WATER RESOURCES DIRECTOR

This permit, when issued, is for the beneficial use of water. 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. It is possible that the land use you propose may not be allowed if it is not in keeping with the goals and the acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.

APPLICATION **68608**

PERMIT

**49579**

"CERTIFICATE NO. 67140"