

STATE OF OREGON

COUNTY OF COOS

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

DANIEL E. DAVIS  
PO BOX 883  
PORT ORFORD, OREGON 97465

503-332-4691

to use the waters of TWO UNNAMED STREAMS AND DAVIS RESERVOIRS 1 AND 2, to be constructed under Application R-69987, Permit R-11237, tributaries of JOHNSON CREEK, for CRANBERRY OPERATIONS ON 15.0 ACRES.

This Permit is issued approving Application 69988. The date of priority IS JULY 3, 1989. The use is limited to not more than 2.25 CUBIC FEET PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the sources.

The points of diversion are located as follows:

SE 1/4 NE 1/4, SECTION 6, T 29 S, R 14 W, W.M.; RESERVOIR 1 - 150 FEET SOUTH AND 750 FEET WEST; RESERVOIR 2 - 40 FEET SOUTH AND 90 FEET WEST, BOTH FROM NE CORNER, SE 1/4 NE 1/4, SECTION 6.

The amount of water diverted for CRANBERRY OPERATIONS, together with amounts secured under any other rights existing for the same lands, is limited as follows: For temperature control, 0.15 cubic foot per second per acre. For flood harvesting or pest control, 0.05 cubic foot per second per acre. For irrigation of cranberries, ONE-FORTIETH of one cubic foot per second and 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. For the irrigation of any other crop, ONE-EIGHTIETH of one cubic foot per second and 2.5 acre-feet per acre for each acre irrigated during the irrigation of each year.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the proposed place of use under the Permit is as follows:

SE 1/4 NE 1/4 15.0 ACRES  
SECTION 6  
TOWNSHIP 29 SOUTH, RANGE 14 WEST, W.M.

Actual construction work shall begin on or before JULY 27, 1991, and shall be completed on or before October 1, 1992. Complete application of the water to the use shall be made on or before October 1, 1993.

*Ext. to 0-1-79*  
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 granted 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, JULY 27, 1990.

/s/ WILLIAM H. YOUNG

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Water Resources Department  
William H. Young  
Director

B+C ext. to 10/1/95

B+C ext to 10-1-96

EXT BC97