

STATE OF OREGON

COUNTY OF LANE

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

JEAN MARIE DENIS
83015 PENINSULA ROAD
FALL CREEK, OREGON 97438

503-937-2837

to use the waters of NELSON CREEK, a tributary of WINBERRY CREEK, for IRRIGATION OF 22.5 ACRES.

This Permit is issued approving Application 70287. The date of priority is APRIL 10, 1990. The use is limited to not more than 0.28 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NE 1/4 NW 1/4, SECTION 16, T 19 S, R 1 E, W.M.; 390 FEET SOUTH AND 70 FEET WEST FROM N 1/4 CORNER, SECTION 16.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, 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.

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 this Permit is as follows:

NW 1/4 NE 1/4 16.7 ACRES
NE 1/4 NW 1/4 5.8 ACRES
SECTION 16
TOWNSHIP 19 SOUTH, RANGE 1 EAST, W.M.

Actual construction work shall begin on or before AUGUST 6, 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.

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 rights for maintaining instream flows.

Issued this date, AUGUST 6, 1990.

/s/ WILLIAM H. YOUNG

Water Resources Department
William H. Young, Director

Application 70287
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70287.SB

Water Resources Department
Volume 1 Fall Creek & Misc.

PERMIT 51039
District 2