

STATE OF OREGON
COUNTY OF LINCOLN

Superseded by
Permit # 51190

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

CITY OF YACHATS
PO BOX 67
YACHATS, OREGON 97498

503-547-3565

to use the waters of YACHATS RIVER, a tributary of PACIFIC OCEAN, for MUNICIPAL USE.

This Permit is issued approving Application 69856. The date of priority is MARCH 20, 1989. The use is limited to not more than 2.0 CUBIC FEET PER SECOND, (CFS), OF WHICH 1.0 CFS IS NOT SUBJECT TO INSTREAM WATER RIGHT Certificate 59608 OR MINIMUM STREAM FLOWS WITH A DATE OF PRIORITY OF MARCH 26, 1974, 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 SW 1/4, SECTION 31, T 14 S, R 11 W, W.M.; 1740 FEET SOUTH AND 2550 FEET EAST FROM NW CORNER, SW 1/4 NW 1/4, SECTION 31.

Within one year of permit issuance, the city shall prepare a report for the Water Resources Commission which specifies the City's water conservation program. The report shall provide an evaluation of opportunities for conservation and include a quantification of losses of water from the systems, an evaluation of effectiveness and costs of alternative measures to reduce losses, and an implementation schedule for all feasible measures.

Within one year of permit issuance, the city shall prepare a plan/timetable for the Water Resources Commission which shall indicate the steps which the City intends to pursue to obtain a long-term water supply.

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:

NE 1/4 SE 1/4
S 1/2 SE 1/4
SECTION 22

SW 1/4 SW 1/4
SECTION 23

W 1/2 W 1/2
SE 1/4 SW 1/4
SECTION 26

NE 1/4
N 1/2 SE 1/4
SE 1/4 SE 1/4
SECTION 27

NE 1/4
SECTION 34
TOWNSHIP 14 SOUTH, RANGE 12 WEST, W.M.

Actual construction work shall begin on or before November 19, 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, November 19, 1990.

/s/ WILLIAM H. YOUNG

Water Resources Department
William H. Young
Director