

STATE OF OREGON

COUNTY OF COOS

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

JAMES W. JACKSON
ROUTE 2, BOX 466
BANDON, OREGON 97411

503-347-3294

to use the waters of THREE UNNAMED STREAMS AND RESERVOIR CONSTRUCTED UNDER APPLICATION R- 69506, PERMIT R-11389, tributaries of BEAR CREEK, for CRANBERRY OPERATIONS ON 30.44 ACRES.

This permit is issued approving Application 69507. The date of priority is NOVEMBER 27, 1987. The use is limited to not more than 4.566 CUBIC FEET PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

SW 1/4 SE 1/4, SECTION 21; NE 1/4 NE 1/4, SE 1/4 NE 1/4, SECTION 28, T 28 S, R 14 W, W.M.; STREAM 1 - 60 FEET NORTH AND 1910 FEET WEST, STREAM 2 - 490 FEET SOUTH AND 330 FEET WEST, STREAM 3 AND RESERVOIR - 1630 FEET SOUTH AND 40 FEET WEST, ALL FROM NE CORNER, SECTION 28.

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 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:

CRANBERRY OPERATIONS

IRRIGATION

STREAM 1	NE 1/4 NE 1/4	0.50 ACRE
	NW 1/4 NE 1/4	0.40 ACRE
	SW 1/4 NE 1/4	0.75 ACRE
	SE 1/4 NE 1/4	0.25 ACRE
STREAM 3	SW 1/4 NE 1/4	0.55 ACRE
	SE 1/4 NE 1/4	0.25 ACRE

SUPPLEMENTAL IRRIGATION

STREAMS

1 & 2 NW 1/4 NE 1/4 5.80 ACRES

STREAM 3

RESERVOIR 1	NE 1/4 NE 1/4	5.00 ACRES
	NW 1/4 NE 1/4	7.90 ACRES
	SW 1/4 NE 1/4	9.45 ACRES
	SE 1/4 NE 1/4	3.92 ACRES

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TEMPERATURE CONTROL			
STREAM 1	NE 1/4 NE 1/4	0.50	ACRE
	NW 1/4 NE 1/4	0.40	ACRE
	SW 1/4 NE 1/4	6.55	ACRES
	SE 1/4 NE 1/4	0.25	ACRE
STREAM 3	SW 1/4 NE 1/4	0.55	ACRE
STREAM 3			
RESERVOIR 1	SE 1/4 NE 1/4	1.47	ACRES

SUPPLEMENTAL TEMPERATURE CONTROL			
STREAM 3			
RESERVOIR 1	NE 1/4 NE 1/4	5.00	ACRES
	NW 1/4 NE 1/4	7.90	ACRES
	SW 1/4 NE 1/4	9.45	ACRES
	SE 1/4 NE 1/4	3.92	ACRES
STREAM 2	NW 1/4 NE 1/4	5.80	ACRES

FLOOD HARVEST			
STREAM 1	NE 1/4 NE 1/4	0.50	ACRE
	NW 1/4 NE 1/4	0.40	ACRE
	SW 1/4 NE 1/4	0.75	ACRE
	SE 1/4 NE 1/4	0.25	ACRE
STREAM 3	SW 1/4 NE 1/4	0.55	ACRE

SUPPLEMENTAL FLOOD HARVEST			
STREAM 3			
RESERVOIR 1	NE 1/4 NE 1/4	5.00	ACRES
	NW 1/4 NE 1/4	7.90	ACRES
	SW 1/4 NE 1/4	9.45	ACRES
	SE 1/4 NE 1/4	3.92	ACRES
STREAMS 1 & 2	SW 1/4 NE 1/4	5.8	ACRES

SECTION 28
TOWNSHIP 28 SOUTH, RANGE 14 WEST, W.M.

Actual construction work shall begin on or before July 29, 1991, and shall be completed on or before October 1, 1993. Complete application of the water to the use shall be made on or before October 1, 1994.

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, JULY 29, 1992.

/s/ WILLIAM H. YOUNG

Water Resources Department
William H. Young
Director

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Basin 17
69507.SB

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