

STATE OF OREGON

COUNTY OF CURRY

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

ROY PETERS  
ROUTE 2, BOX 160  
BANDON, OREGON 97411

503-347-2870

to use the waters of AN UNNAMED STREAM AND TWO RESERVOIRS CONSTRUCTED UNDER APPLICATION R-70917, PERMIT R-11461, a tributary of SIXES RIVER, for CRANBERRY OPERATIONS ON 1.62 ACRES

This Permit is issued approving Application 70918. The date of priority is NOVEMBER 9, 1990. The use is limited to not more than 0.01 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source. **The appropriation of water from direct flow is limited to period of November through April of each year.**

The point of diversion is located as follows: SW 1/4 SW 1/4, SE 1/4 SW 1/4, SECTION 33, T 31 S, R 15 W, W.M.; RESERVOIR A - 924 FEET NORTH AND 184 FEET EAST, RESERVOIR B - 1173 FEET NORTH AND 1831 FEET EAST, BOTH FROM THE SW CORNER, SECTION 33.

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 from direct flow and storage. For flood harvesting or pest control, 0.05 cubic foot per second per acre from direct flow and storage. 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 from direct flow and storage. 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 from direct flow and storage.

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 SW 1/4 1.62 ACRES  
SECTION 33  
TOWNSHIP 31 SOUTH, RANGE 15 WEST, W.M.

Actual construction work shall begin on or before August 5, 1993, and shall be completed on or before October 1, 1995. Complete application of the water to the use shall be made on or before October 1, 1996.

*Ext. to 107-96, EXT BC97*  
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 prior rights for maintaining instream flows.

Issued this date, AUGUST 5, 1992.

/s/ MARTHA O. PAGEL

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Water Resources Department  
Martha O. Pagel  
Director

Application 70918  
Basin 17  
70918.SCB

Water Resources Department  
Volume 3 Sixes River & Misc.  
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PERMIT 51474  
District 14