

STATE OF OREGON

COUNTY OF LINCOLN

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

LOREN AND DEBRA WAND
P. O. BOX 834
LINCOLN CITY, OREGON 97367

503-994-9420

to use the waters of AN UNNAMED STREAM, a tributary of SCHOONER CREEK, and three reservoirs constructed under APPLICATION R-72499, PERMIT R-11476, for DOMESTIC USE, IRRIGATION OF 15.0 ACRES, and FISH CULTURE.

This Permit is issued approving Application 70924. The date of priority is NOVEMBER 14, 1990. The use is limited to not more than 0.205 CUBIC FOOT PER SECOND (CFS), BEING 0.01 CFS FOR DOMESTIC, 0.19 CFS FOR IRRIGATION, AND 0.005 CFS FOR FISH CULTURE, or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

SE 1/4 SE 1/4, SECTION 24, NW 1/4 NE 1/4, SECTION 25, T 7 S, R 11 W, W.M.; POND A - 525 FEET NORTH AND 1390 FEET EAST, POND B - SOUTH 74 DEGREES EAST 900 FEET, POND C - SOUTH 83 DEGREES EAST 1050 FEET, POND D - SOUTH 57 DEGREES EAST 825 FEET, ALTERNATE POD 1 - 90 FEET SOUTH AND 690 FEET EAST, ALTERNATE POD 2 - 230 FEET SOUTH AND 510 FEET EAST, ALTERNATE POD 3 - 590 FEET SOUTH AND 210 FEET EAST, ALL FROM THE N 1/4 CORNER OF SECTION 25.

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.

Water may be appropriated from live flow year round for human consumption. Live flow for domestic uses is limited to November 1 through May 31 of each year. For irrigation, water may be appropriated from live flow from April 1 through May 31 of each year. Water legally stored may be used at any time.

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:

SE 1/4 SE 1/4	FISH CULTURE
SECTION 24	
NW 1/4 NE 1/4	15 ACRES, DOMESTIC, FISH
SECTION 25	
TOWNSHIP 7 SOUTH, RANGE 11 WEST, W.M.	

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order.
- B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

C. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used and may require the permittee to report water use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water use information, the periods of water use and the place and nature of use of water under the permit. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.

Use under this permit is limited to the reservoir area. This permit does not provide for the appropriation of water for maintaining the water level or maintaining a suitable fresh water condition.

Actual construction work shall begin on or before January 13, 1995 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.

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.

The Director of the Water Resources Department has found that the proposed use of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Issued this date, January 13, 1994.

BC \$5

/s/ MARTHA O. PAGEL

Water Resources Department
Martha O. Pagel
Director

BC 10-1-96

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