

STATE OF OREGON

COUNTY OF YAMHILL

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

JAMES ROBERT LETOURNEUX
10036 SW GOPHER VALLEY RD
SHERIDAN OR 97378

503-843-2494

to use the waters of LETOURNEUX SPRING, a tributary of DEER CREEK, for DOMESTIC USE FOR TWO FAMILIES AND LIVESTOCK WATERING OUTSIDE OF RIPARIAN AREA.

This permit is issued approving Application 73425. The date of priority is JUNE 1, 1993. The use is limited to not more than 0.015 CUBIC FEET PER SECOND (CFS); BEING 0.01 CFS FOR DOMESTIC USE AND 0.005 CFS FOR LIVESTOCK or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

SW 1/4 SW 1/4, SECTION 25, TOWNSHIP 4 SOUTH, RANGE 6 WEST, W.M. 714 FEET NORTH AND 445 FEET EAST OF THE SW CORNER OF SECTION 25.

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 SW 1/4 DOMESTIC USE
SECTION 25

NE 1/4 NW 1/4 LIVESTOCK
NW 1/4 NW 1/4 DOMESTIC USE
SECTION 36

TOWNSHIP 4 SOUTH, RANGE 6 WEST, W.M.

Measurement recording and reporting conditions:

- A. The Director may require the permittee to install a meter or other suitable measuring device as approved by the Director. If the Director notifies the permittee to install a meter or other measuring device, the permittee shall install such device within the period stated in the notice. Such installation period shall not be less than 90 days unless special circumstances warrant a shorter installation period. Once installed, the permittee shall maintain the meter or measuring device in good working order and shall allow the watermaster access to the meter or measuring device. The Director may provide an opportunity for the permittee to submit alternative measuring procedures for review and approval.
- B. 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.

Failure to comply with any of the provisions of the permit may result in action including, but not limited to, restrictions on the use, penalties, or cancellation of the permit.

The 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.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

Actual construction work shall begin on or before JANUARY 13, 1996 and shall be completed on or before October 1, 1997. Complete application of the water to the use shall be made on or before October 1, 1998.

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.

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, 1995.

A. REED MARBUT

/s/

for

Water Resources Department
Martha O. Pagel
Director