

STATE OF OREGON

COUNTY OF CURRY

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

CITY OF BROOKINGS  
898 ELK DRIVE  
BROOKINGS, OREGON 97415

503-469-2163

to use the waters of TEN RESERVOIRS, TRIBUTARIES OF CHETCO RIVER, CONSTRUCTED UNDER APPLICATION R-73396, PERMIT R-11535, for SUPPLEMENTAL IRRIGATION OF 119.0 ACRES.

This permit is issued approving Application 73397. The date of priority is MAY 13, 1993. The use is limited to not more than 62.3 ACRE-FEET OF STORED WATER ONLY, 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 SE 1/4, SECTION 34, T 40 S, R 13 W, W.M.; 350 FEET NORTH AND 1818 FEET WEST FROM THE NW CORNER OF SECTION 2, T 41 S, R 13 W, W.M.

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of 2.5 acre-feet for each acre irrigated during the irrigation season of each year.

Water legally stored can be used for beneficial use during the irrigation season being March 1 through October 31 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:

SE 1/4 SW 1/4 0.4 ACRE  
SECTION 35  
TOWNSHIP 40 SOUTH, RANGE 13 WEST, W.M.

NW 1/4 NE 1/4 1.9 ACRES  
SW 1/4 NE 1/4 19.5 ACRES  
NE 1/4 NW 1/4 18.0 ACRES  
NW 1/4 NW 1/4 0.2 ACRE  
SE 1/4 NW 1/4 5.9 ACRES  
NW 1/4 SE 1/4 27.7 ACRES  
SW 1/4 SE 1/4 19.0 ACRES  
SE 1/4 SE 1/4 10.3 ACRES

SECTION 2  
TOWNSHIP 41 SOUTH, RANGE 13 WEST, W.M.

NE 1/4 NE 1/4 15.5 ACRES  
NW 1/4 NE 1/4 0.6 ACRE  
SECTION 11  
TOWNSHIP 41 SOUTH, RANGE 13 WEST, W.M.

**Measurement, recording and reporting conditions:**

- A. Before water use may begin under this permit, the permittee shall install a meter. The permittee shall maintain the meter in good working order, shall keep a complete record of the average monthly rate and total amount of water used each month and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. The permittee shall also report general water use information, including the place and nature of use of water under the permit.
- 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.

90 days before water use is initiated under this Permit, the permittee shall submit to the Director for review its water Management Plan (Plan) for the Golf Course. The Plan shall contain (1) measures to increase water use efficiency, including installation and use of water saving devices and a program for performing water audits of the irrigation system; (2) operation and maintenance guidelines for the golf course that will result in efficient use of water; and (3) measures to implement the conditions in the Final Order of the Curry County Planning Commission, dated July 8, 1992, approving Application C-9205. After a sixty day public comment period, the Director shall review and approve the Plan if she finds that the Plan will result in efficient use of water and protection of ground and surface water quality and riparian areas. The permittee shall include a report on the implementation of the Plan as part of the general water use reporting requirement of this Permit.

In the event of a request for a change in point of appropriation, an additional point of appropriation or alteration of the appropriation facility associated with this authorized diversion, the quantity of water allowed herein, together with any other right, shall not exceed the capacity of the facility at the time of perfection of this right.

This right is limited to any deficiency in the available supply of any prior right existing for the same land.

Actual construction work shall begin on or before February 28, 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.

Water appropriated under this Permit shall be used only for irrigation and any water right certificate issued to perfect this Permit shall be conditioned to prohibit any change in use of the water right.

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 February 22, 1995.

/s/ MARTHA O. PAGEL

Water Resources Department  
Martha O. Pagel  
Director

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