

STATE OF OREGON

COUNTY OF MARION

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

GARY D & CAROL J BORK
8068 CASCADE HWY NE
SILVERTON, OREGON 97381

(503) 845-2489

The specific limits for the use are listed below along with conditions of use.

APPLICATION FILE NUMBER: S-73186

SOURCE OF WATER: AN UNNAMED SPRING, A TRIBUTARY OF ZOLLNER CREEK

USE, RATE ALLOWED, AND PERIOD OF USE: 0.01 CUBIC FEET PER SECOND (CFS) FOR DOMESTIC USE FOR ONE HOUSEHOLD EXPANDED DURING THE PERIOD NOVEMBER 1 THROUGH APRIL 30, AND 0.005 CFS FOR HUMAN CONSUMPTION ONLY FOR ONE HOUSEHOLD DURING THE PERIOD MAY 1 THROUGH OCTOBER 31

FOR THE PERIOD JULY 1 THROUGH OCTOBER 31 OF EACH YEAR, THE USE OF WATER ALLOWED HEREIN MAY BE MADE ONLY AT TIMES WHEN WATER FROM THE SPRING WOULD NOT OTHERWISE FLOW INTO A TRIBUTARY OF THE PUDDING RIVER.

DATE OF PRIORITY: JANUARY 22, 1993

POINT OF DIVERSION LOCATION: SE 1/4 SE 1/4, SECTION 18, T6S, R1E, W.M.; 130 FEET NORTH & 2040 FEET EAST FROM THE S 1/4 CORNER OF SECTION 18

THE PLACE OF USE IS LOCATED WITHIN THE SE 1/4 SE 1/4, SECTION 18, TOWNSHIP 6 SOUTH, RANGE 1 EAST, 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.

STANDARD CONDITIONS

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

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.

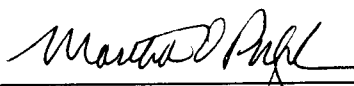
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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 finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Actual construction work shall begin within one year from permit issuance and shall be completed on or before October 1, 1998. Complete application of the water to the use shall be made on or before October 1, 1999.

Issued September 16, 1996



Martha O. Pagel, Director
Water Resources Department

Application S-73186 Water Resources Department
Basin 02 Volume 15 Zollner Cr. & Misc

PERMIT 52739
District 16