

STATE OF OREGON

COUNTY OF COOS

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

FRANCIS IRENE BERRY
1430 SCOTT LANE
NORTH BEND, OREGON 97459

(541) 756-0417

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

APPLICATION FILE NUMBER: S-80666

SOURCE OF WATER: TWO UNNAMED STREAMS, TRIBUTARIES OF THE COQUILLE RIVER

PURPOSE OR USE: DOMESTIC USE EXPANDED FOR ONE HOUSEHOLD, AGRICULTURAL USE (BARN WASHING) AND LIVESTOCK USE

MAXIMUM RATE ALLOWED: 0.015 CUBIC FOOT PER SECOND (CFS), BEING 0.01 CFS FROM UNNAMED STREAM 1 FOR DOMESTIC USE EXPANDED FOR ONE HOUSEHOLD, OR FOR DOMESTIC USE FOR ONE HOUSEHOLD INCLUDING IRRIGATION OF UP TO ONE-HALF ACRE NONCOMMERCIAL GARDEN AS PROVIDED BELOW, AND FURTHER RESTRICTED DURING THE PERIOD LISTED BELOW TO 0.005 CFS FOR HUMAN CONSUMPTION ONLY; 0.001 CFS FOR AGRICULTURAL USE (BARN WASHING) AND A CUMULATIVE OF 0.005 CFS FROM UNNAMED STREAMS 1 AND 2 FOR LIVESTOCK USE

PERIOD OF USE: NOVEMBER 1 THROUGH JUNE 15 FOR DOMESTIC USE FOR ONE HOUSEHOLD INCLUDING IRRIGATION OF UP TO ONE-HALF ACRE LAWN AND NONCOMMERCIAL GARDEN; JUNE 16 THROUGH SEPTEMBER 15 FOR HUMAN CONSUMPTION ONLY; SEPTEMBER 16 THROUGH OCTOBER 31 FOR DOMESTIC USE FOR ONE HOUSEHOLD INCLUDING IRRIGATION OF UP TO ONE-HALF ACRE NONCOMMERCIAL GARDEN ONLY; NOVEMBER 1 THROUGH JUNE 15 FOR AGRICULTURAL USE (BARN WASHING); AND YEAR ROUND FOR LIVESTOCK USE

DATE OF PRIORITY: NOVEMBER 16, 1995

POINT OF DIVERSION LOCATION: SW 1/4 SW 1/4, SECTION 24, NE 1/4 NW 1/4, SECTION 25, TOWNSHIP 28 SOUTH, RANGE 14 WEST, W.M.; POD 2 - 950 FEET NORTH & 850 FEET EAST FROM SOUTHWEST CORNER, SECTION 24; POD 1 - 280 FEET SOUTH & 1850 FEET EAST FROM NORTHWEST CORNER, SECTION 25

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SW 1/4 SW 1/4 Domestic and Livestock
SECTION 24

NW 1/4 NW 1/4 Domestic, Livestock, and Agricultural Use
SECTION 25

TOWNSHIP 28 SOUTH, RANGE 14 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.

The permittee may be required in the future to install, maintain, and operate fish screening devices to prevent fish from entering the proposed diversion.

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.

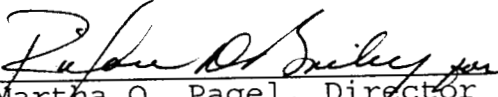
The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

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 on or before September 30, 1997 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.

This permit is issued to correctly describe the authorized place of use. Permit 52826, dated September 30, 1996 is superseded by this instrument and is of no further force or effect.

Issued this date, December // , 1996


Martha O. Pagel, Director
Water Resources Department