

STATE OF OREGON

COUNTY OF TILLAMOOK

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

WILLIAM L MYERS
312 STILLWELL AVE.
TILLAMOOK, OREGON 97141

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: S-72364

SOURCE OF WATER: MILES CREEK AND TWO UNNAMED STREAMS

PURPOSE OR USE: GROUP DOMESTIC FOR A POPULATION OF UP TO 2350

RATE OF USE: 1.0 CFS, BEING 0.5 CFS FROM MILES CREEK, 0.25 CFS FROM AN UN-NAMED CREEK #2 AND 0.25 CFS FROM AN UN-NAMED CREEK #3

PERIOD OF ALLOWED USE: YEAR ROUND

DATE OF PRIORITY: APRIL 30, 1992

POINT OF DIVERSION LOCATION: NE 1/4 SW 1/4, SECTION 7; NW 1/4 SE 1/4, SECTION 18; T4S, R10W, W.M.; POD #1 - 197 FEET NORTH & 400 FEET EAST FROM THE CENTER OF SECTION 7; POD #2 - 1145 FEET NORTH & 1085 FEET WEST, POD #3 - 655 FEET NORTH & 70 FEET WEST, BOTH FROM THE CE 1/16 CORNER OF SECTION 18

THE PLACE OF USE IS LOCATED AS FOLLOWS:

NW 1/4 NW 1/4
SW 1/4 NW 1/4
SE 1/4 NW 1/4
NE 1/4 SW 1/4
NW 1/4 SW 1/4
SE 1/4 SW 1/4
SW 1/4 SE 1/4
SECTION 7
NW 1/4 NE 1/4
SW 1/4 NE 1/4
NE 1/4 NW 1/4
SE 1/4 NW 1/4

SECTION 18

TOWNSHIP 4 SOUTH, RANGE 10 WEST, W.M.

GOVERNMENT LOT 2

GOVERNMENT LOT 3

SECTION 12

TOWNSHIP 4 SOUTH, RANGE 11 WEST, W.M.

RECORDED See Map Book Vol. 8 Page 94

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.

The permittee shall install, maintain, and operate fish screening and by-pass devices as required by the Oregon Department of Fish and Wildlife to prevent fish from entering the proposed diversion. The required screens and by-pass devices are to be in place, functional and approved by an ODFW representative prior to diversion of any water.

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. Complete application of water to the use shall be made on or before October 1, 2001.

Issued July 28, 1997



Martha O. Pagel, Director
Water Resources Department