

STATE OF OREGON

COUNTY OF CURRY

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

PHILLIP L. LENT  
92457 AIRPORT RD.  
SIXES, OREGON 97476

PHONE: (541) 348-2270

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

APPLICATION FILE NUMBER: S-81107

SOURCE OF WATER: SURFACE WATER RUNOFF AND RESERVOIRS 1 AND 2, TO BE CONSTRUCTED UNDER APPLICATION R-81108, PERMIT R-12290, TRIBUTARIES OF THE SIXES RIVER

PURPOSE OR USE: CRANBERRY OPERATIONS (IRRIGATION AND AGRICULTURAL USE) ON 14.86 ACRES

MAXIMUM RATE ALLOWED: 0.37 CUBIC FOOT PER SECOND FROM LIVE FLOW AND 25.6 ACRE-FEET (AF) PER YEAR FROM STORED WATER, BEING 21.0 AF FROM RESERVOIR 1 AND 4.6 AF FROM RESERVOIR 2

PERIOD OF ALLOWED USE: DECEMBER 1 THROUGH APRIL 30 FROM LIVE FLOW AND YEAR ROUND FROM STORED WATER ONLY

DATE OF PRIORITY: APRIL 29, 1996

POINT OF DIVERSION LOCATION: SE 1/4 NE 1/4, SECTION 31, T31S, R15W, W.M.; POD #1 - 1312 FEET NORTH & 450 FEET WEST, POD #2 - 680 FEET NORTH & 18 FEET WEST, RESERVOIR #1 POD - 727 FEET NORTH & 51 FEET WEST, RESERVOIR #2 POD - 120 FEET NORTH AND 462 FEET WEST ALL FROM E1/4 CORNER, SECTION 31

The amount of water diverted for CRANBERRY OPERATIONS, together with amounts secured under any other rights existing for the same lands, is limited as follows: For temperature control, 0.15 cubic foot per second per acre; For flood harvesting or pest control, 0.05 cubic foot per second per acre; For irrigation of cranberries, ONE-FORTIETH of one cubic foot per second and 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. For the irrigation of any other crop, ONE-EIGHTIETH of one cubic foot per second and 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SE 1/4 NE 1/4 14.86 ACRES  
SECTION 31  
TOWNSHIP 31 SOUTH, RANGE 15 WEST, W.M.

Application S-81107 Water Resources Department

PERMIT 53267

## 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.

**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.

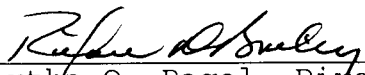
The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

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.

SEE NEXT PAGE

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 October 14, 1997



Martha O. Pagel, Director  
Water Resources Department

Application S-81107  
Basin 17  
LKS

Water Resources Department  
Volume 3 SIXES R & MISC

PERMIT 53267  
District 19