

STATE OF OREGON

COUNTY OF COOS

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

JIMMY E and GENEVIEVE R ROSS
DEVORE ARM, S TENMILE L
LAKESIDE, OREGON 97449

(541)759-4829

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

APPLICATION FILE NUMBER: S-81644

SOURCE OF WATER: AN UNNAMED STREAM AND TENMILE LAKE, A TRIBUTARY OF
TENMILE CREEK

PURPOSE OR USE: HUMAN CONSUMPTION ONLY TO MAKE UP DEFICIENCY IN RATE
FROM UNNAMED STREAM AND SUPPLEMENTAL HUMAN CONSUMPTION FROM TENMILE LAKE

MAXIMUM RATE ALLOWED: NOT TO EXCEED A MAXIMUM CUMULATIVE TOTAL OF 0.005
CFS, BEING 0.003 CFS FROM THE UNNAMED STREAM TO MAKE UP THE DEFICIENCY
IN RATE FOR EXISTING CERTIFICATE 20719 AND 0.005 CFS FROM TENMILE LAKE
FOR SUPPLEMENTAL USE

PERIOD OF USE: YEAR ROUND

DATE OF PRIORITY: NOVEMBER 4, 1996

POINT OF DIVERSION LOCATION: NE 1/4 SE 1/4, SECTION 19, T23S, R12W,
W.M.; POD 2 - SOUTH 38 DEGREES 50 MINUTES EAST 150 FEET; POD 1 - SOUTH
42 DEGREES 55 MINUTES EAST 495 FEET, BOTH FROM CE 1/16 CORNER SECTION 19

THE PLACE OF USE IS LOCATED AS FOLLOWS:

NE 1/4 SE 1/4
SECTION 19

TOWNSHIP 23 SOUTH, RANGE 12 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 shall install, maintain, and operate fish screening and by-pass devices on Tenmile Lake as required by the Oregon Department of Fish and Wildlife to prevent fish from entering the proposed diversion. The required screen is to be in place and functional 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.

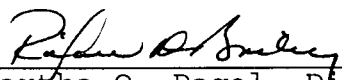
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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

Issued November 25, 1997



Martha O. Pagel, Director
Water Resources Department

Application S-81644 Water Resources Department
Basin 17 Volume 1 TENMILE L & MISC
RWK MGMT.CODE

PERMIT 53283
District 19