

STATE OF OREGON

COUNTY OF COOS

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

WESTBROOK LAND AND TIMBER LLC, JEFF MACE  
PO BOX 475  
COQUILLE, OREGON 97423

(541)572-8204

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

APPLICATION FILE NUMBER: S-83741

SOURCE OF WATER: THREE RESERVOIRS CONSTRUCTED UNDER APPLICATION R-83738,  
R-83739, and R-83740

PURPOSE OR USE: CRANBERRY USE ON 50.0 ACRES AND DOMESTIC EXPANDED

MAXIMUM VOLUME ALLOWED: 410 ACRE-FEET PER YEAR OF STORED WATER ONLY

PERIOD OF USE: YEAR ROUND

DATE OF PRIORITY: DECEMBER 30, 1997

POINT OF DIVERSION LOCATION FROM THE RESERVOIRS: SW 1/4 NW 1/4, SE 1/4  
NW 1/4, NE 1/4 SW 1/4, NW 1/4 SW 1/4, SECTION 4, T27S, R14W, W.M.

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(cfs) per acre; For flood harvesting or pest control, 0.05 cfs per acre; For irrigation of cranberries, ONE-FORTIETH of one cfs 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 cfs 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:

SW 1/4 NE 1/4	4.3 ACRES
SW 1/4 NW 1/4	7.6 ACRES & DOMESTIC
SE 1/4 NW 1/4	3.6 ACRES
NE 1/4 SW 1/4	22.8 ACRES
NW 1/4 SW 1/4	10.8 ACRES
SE 1/4 SW 1/4	0.9 ACRES

SECTION 4

TOWNSHIP 27 SOUTH, RANGE 14 WEST, W.M.

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

Application S-83741 Water Resources Department

PERMIT 53529

the Director. The permittee shall maintain the meter or measuring device in good working order, shall keep a complete record of the amount of water used each month and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water use information, including the place and nature of use of water under the permit.

- 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.

#### 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.

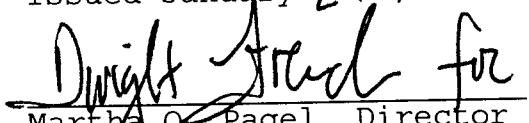
By law, the use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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 issuance of the final order approving the use. Complete application of the water to the use shall be made on or before October 1, 2003. Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner (CWRE).

Issued January 21, 1999

  
Martha O. Pagel, Director  
Water Resources Department

Application S-83741  
Basin 17

Water Resources Department  
Volume 3 BASIN 17 MISC

PERMIT 53529  
District 19