

STATE OF OREGON

COUNTY OF DOUGLAS

PERMIT TO APPROPRIATE THE PUBLIC WATERS.

THIS PERMIT IS HEREBY ISSUED TO

JOHN & TERRY HOLING  
22667 N UMPQUA HIGHWAY  
GLIDE, OREGON 97443

(541) 496-0540

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

APPLICATION FILE NUMBER: S-84284

SOURCE OF WATER: NORTH UMPQUA RIVER, TRIBUTARY OF UMPQUA RIVER

PURPOSE OR USE: DOMESTIC USE

MAXIMUM RATE ALLOWED: 0.005 CUBIC FOOT PER SECOND

PERIOD OF USE: DOMESTIC USE DECEMBER 1 THROUGH JUNE 30 AND HUMAN  
CONSUMPTION USE ONLY JULY 1 THROUGH NOVEMBER 30

DATE OF PRIORITY: OCTOBER 6, 1999

POINT OF DIVERSION LOCATION: NW 1/4 SE 1/4, SECTION 10, T26S, R3W, W.M.;  
2230 FEET NORTH & 20 FEET EAST FROM S 1/4 CORNER SECTION 10

THE PLACE OF USE IS LOCATED AS FOLLOWS:

NE 1/4 SW 1/4  
SECTION 10  
TOWNSHIP 26 SOUTH, RANGE 3 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 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.

The permittee shall vegetate the riparian zone within 50 feet of the stream by planting and maintaining 8 conifers per 100 feet of stream.

#### 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.

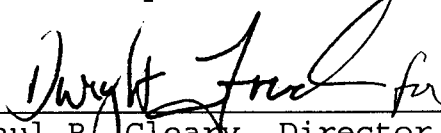
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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 issuance of the final order approving the use. Complete application of the water to the use shall be made on or before October 1, 2005. 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 September 28, 2001

  
Paul R. Cleary, Director  
Water Resources Department

NOTE: Pursuant to ORS 537.330, in any transaction for the conveyance of real estate that includes any portion of the lands described in this permit, the seller of the real estate shall, upon accepting an offer to purchase that real estate, also inform the purchaser in writing whether any permit, transfer approval order, or certificate evidencing the water right is available and that the seller will deliver any permit, transfer approval order or certificate to the purchaser at closing, if the permit, transfer approval order or certificate is available.