

7-12

STATE OF OREGON

COUNTY OF COOS

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

VIDMA C WILLSON
PO BOX 667
MYRTLE CREEK, OREGON 97458

(800) 853-6373

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

APPLICATION FILE NUMBER: S-84854

SOURCE OF WATER: A RESERVOIR, ORIGINALLY CONSTRUCTED UNDER APPLICATION R-81378, PERMIT R-12214 AND ENLARGED UNDER APPLICATION R-84853, PERMIT R-13284, AND NORTH FORK COQUILLE RIVER, TRIBUTARIES OF COQUILLE RIVER

PURPOSE OR USE: IRRIGATION OF 39.0 ACRES AND MAINTENANCE OF RESERVOIR FOR RECREATION, WILDLIFE, AND WETLAND ENHANCEMENT DEVELOPED UNDER APPLICATION R-81378, PERMIT R-12214

MAXIMUM RATE: 60.0 ACRE-FEET FROM A RESERVOIR AND 0.48 CUBIC FOOT PER SECOND FROM NORTH FORK COQUILLE RIVER FOR IRRIGATION, AND 0.06 CUBIC FOOT PER SECOND FROM NORTH FORK COQUILLE RIVER FOR RESERVOIR MAINTENANCE

PERIOD OF USE: APRIL 1 THROUGH OCTOBER 31 FROM THE RESERVOIR FOR IRRIGATION, APRIL 1 THROUGH APRIL 30 FROM NORTH FORK COQUILLE RIVER FOR IRRIGATION, AND NOVEMBER 1 THROUGH JUNE 30 FROM NORTH FORK COQUILLE RIVER FOR STORAGE

DATE OF PRIORITY: AUGUST 23, 2001

POINT OF DIVERSION LOCATIONS:

RIVER: NE $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 9, T29S, R12W, W.M.; 95 FEET SOUTH & 3030 FEET WEST FROM NE CORNER, SECTION 9

RESERVOIR: NW $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 9, T29S, R12W, W.M.; 264 FEET SOUTH & 2173 FEET WEST FROM NE CORNER, SECTION 9

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SW $\frac{1}{4}$ SE $\frac{1}{4}$ 1.5 ACRES

SECTION 4

NW $\frac{1}{4}$ NE $\frac{1}{4}$ 12.9 ACRES AND RESERVOIR MAINTENANCE

NE ¼ NW ¼ 24.6 ACRES
SECTION 9
TOWNSHIP 29 SOUTH, RANGE 12 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 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.

If the riparian area is disturbed in the process of developing a point of diversion, the permittee shall be responsible for restoration and enhancement of such riparian area.

The use may be restricted if the quality of the source stream or downstream waters decrease to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.

The permittee shall install, maintain, and operate fish screening to prevent fish from entering the proposed diversion. The permittee shall also install a fishway at the obstruction that will provide adequate upstream and downstream passage for fish. The permittee may submit evidence that the Oregon Department of Fish and Wildlife (ODFW) has determined screens and/or fishways are not necessary. The required screens and fishways are to be in place, functional, and approved by ODFW before 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.

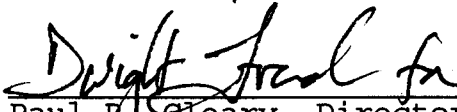
The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

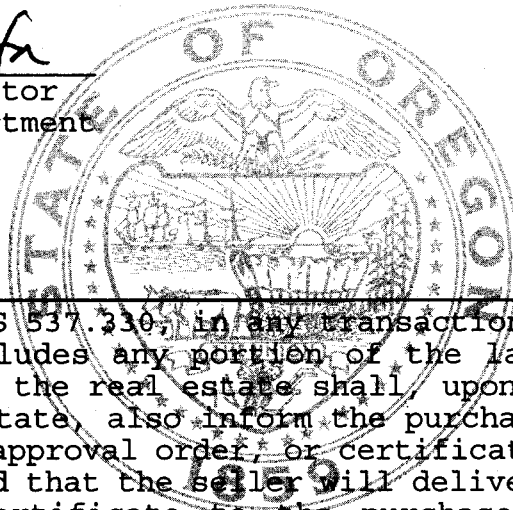
The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Complete application of the water to the use shall be made on or before October 1, 2006. If the water is not completely applied before this date, and the permittee wishes to continue development under the permit, the permittee must submit an application for extension of time, which may be approved based upon the merit of the application.

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 JULY 12, 2002


 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.