

Partial ASSIGNED
Name Sheretz Brothers, Inc.
By P.O. Box 931
Address Route 2, Box 1355
Bandon, OR 97411

Date filed August 16, 1982
Priority August 16, 1983
Action suspended until SW
Return to applicant
Date of approval JUN 13 1983

CONSTRUCTION

Date for beginning JUN 13 1984
Date for completion OCT 1 1985
Extended to
Date for application of water OCT 1 1986
Extended to

PROSECUTION OF WORK

Form "A" filed STARTED
Form "B" filed November 18, 1985
Form "C" filed November 18, 1985

FINAL PROOF

Blank mailed
Proof received
Date certificate issued

Application No. 63847
Permit No. 47495
Certificate No.
Stream Index, Page No. 17-22 Z 3

Partial ASSIGNED
Date 5-22-86 To Whom Dorothy M. Butler
5-27-86 Robert G. Sheretz - P.O. Box 931, Bandon, Or. 97411
121 ASSIGNMENTS 121 Condor Dr. Lake Oswego, Address
Date 7-10-86 Volume 97127 Page 500
(Certificate of Sale)
(By Deed)

REMARKS

CARD FOR B. OCT 16 1985
OCT 02 1989 Cancel Auth. form sent

FEES PAID		
Date	Amount	Receipt No.
8-16-82	110.00	32380
FEES REFUNDED		
Date	Amount	Check No.

RECEIVED

Form B (690-9-77)

Application No. 63847

NOTICE OF COMPLETION OF CONSTRUCTION

Dorothy M. Butler, Successor to: Sherertz Bros. Inc.

the holder of Permit No. 47495

appropriate the public waters of the state of Oregon, completed the construction of the works described

herein on the 1st day of October, 1984

Remarks:

If the works have less capacity than described in the permit, or you have definitely abandoned part of the proposed develop-

ment, you should so state in order that our records may not be unnecessarily encumbered.

IN WITNESS WHEREOF, I have hereunto set my hand this 15th day of November, 1985

(Signature of Applicant)

P.O. Box 931, Bandon, Ore 97411

(Address)

Fill out, detach and mail to the Water Resources Department, Salem, OR 97310, when construction work is completed.

Form C (690-9-77)

IMPORTANT—This form is a notice to the Water Resources Director that permittee is ready to make final proof to the extent to which the water has actually been applied to the intended use under the terms of the permit. Permittee is cautioned that Certificate of Water Right will be issued based on the extent of the quantity and use as determined by the final proof of inspection and survey which will be made in response to the filing of this Form C.

NOTE: In the case of an irrigation permit, this Form C should not be mailed to the Water Resources Department until all of the land described in the permit, which it is intended to irrigate under this permit at any time, has actually been irrigated.

Fill out, detach and mail to the Water Resources Department, Salem, OR 97310, when all of the water has been applied.

Application No. 63847

NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE

Dorothy M. Butler, Successor to: Sherertz Bros. Inc.

the holder of Permit No. 47495

appropriate the public waters of the state of Oregon, completely applied the waters to a beneficial use in accordance with the terms of said permit, on the 20th day of November, 1984.

Remarks:

IN WITNESS WHEREOF, I have hereunto set my hand this day of , 19

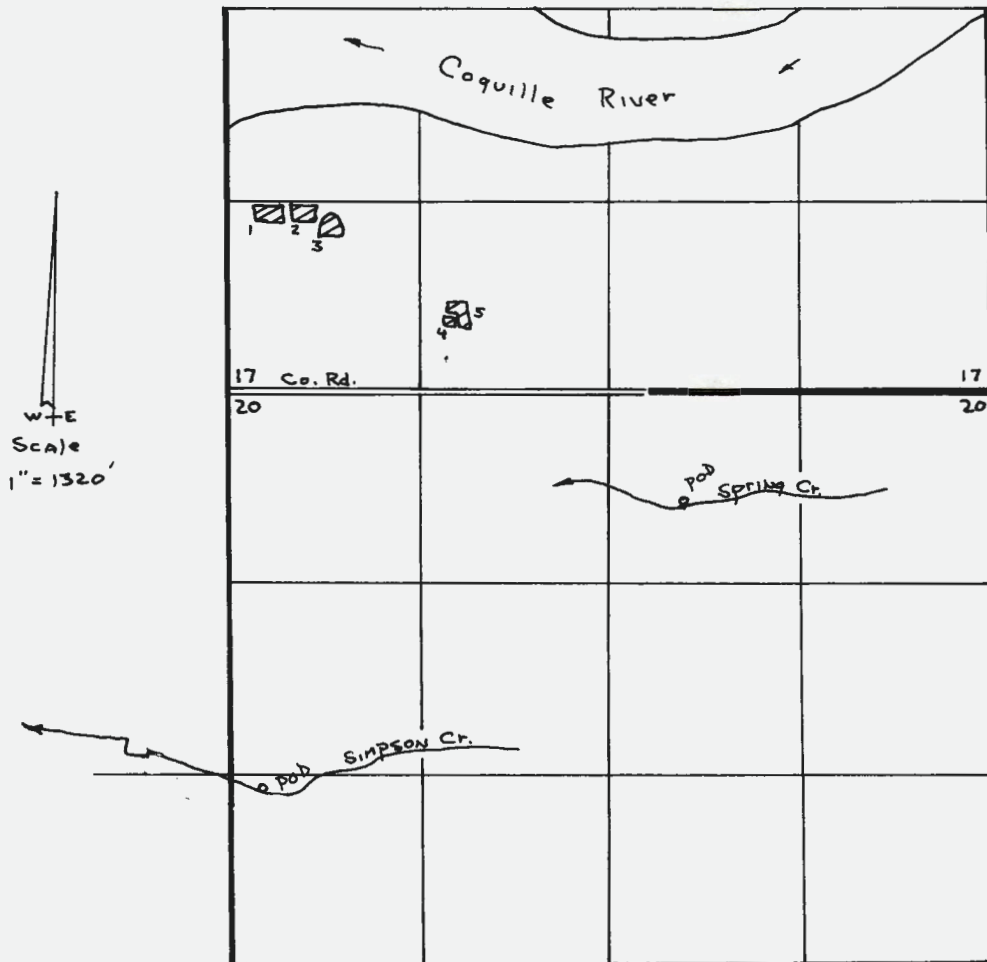
(Signature of Applicant)

P.O. Box 931 Bandon, Ore 97411

(Address)

T28S R14W

Application No. 63847
Permit No. 47495



RECEIVED

FEB 11 1983

WATER RESOURCES DEPT.
SALEM, OREGON

RECEIVED

AUG 16 1982

WATER RESOURCES DEPT.
SALEM, OREGON

Spring Cr. POD is 800'S, 520'E from S $\frac{1}{4}$ cor Sec 17

Simpson Cr. POD is 2700'S, 240'E from SW cor Sec 17

Bog Acreage, use, + source

Bog # 1 = 1ac

2 = 1ac

3 = 1.33ac

4 = 0.15ac

5 = 0.40ac

Cranberry irr., temp. control, flood har.

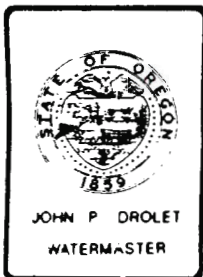
Cranberry irr., temperature control

pri. source - Spring Cr

Supp. source - Simpson Cr

THIS MAP PREPARED BY: T.P. Drolet, Coquille Field Office
FROM INFORMATION FURNISHED BY THE APPLICANT.

Robert G. Shevitz



RECEIVED

OCT 23 1992

Water Resources Department

COOS COUNTY ANNEX, 290 NORTH CENTRAL ST., COQUILLE, OREGON 97423 PHONE 396-3121
EXT. 254

October 19, 1992

Hanford Rex Amos
Route 2, Box 2500
Bandon, OR 97411

file # 63847

Dear Mr. Amos:

This office is today in receipt of attorney Alfred Walsh's October 16, dated informational letter regarding the Sheretz/Butler farm's pumping from Amos Reservoir. I appreciate Mr. Walsh taking the time to also forward me a copy to the findings for case number 88CV-0060.

The judge's finding #36 is correct in that an irrigation right may only be used during the irrigation season. The irrigation season at the time that the case was heard was May 1 to September 30. The irrigation season under current administrative rules has been expanded to March 1 through October 31.

Mrs. Dorothy Butler, in a conversation with me during the morning of October 15 on Prosper Road, indicated that flood harvest on her bogs has not yet begun and only irrigation water is being used on her bogs.

Please get back in touch if you have other questions.

Sincerely,

John P. Drolet
Watermaster, District XIX

JPD/dt

CF: Alfred Walsh (file # 7698)
Jackie Warner

1 August 31 about any irrigation water shortage, and the water-
2 master did not look at Spring Creek until September 11.

3 33. On September 11 there was sufficient water in
4 Spring Creek for plaintiffs' irrigation needs so that it did not
5 need regulation.

6 34. For flood harvesting purposes, Warnock has superior
7 rights to the use of Spring Creek; there was not adequate flow
8 in October, 1987, for flood harvesting and plaintiffs' use was
9 accordingly restricted by the watermaster.

10 35. Plaintiffs installed in October an auxillary pump
11 and pipeline on highway right-of-way.

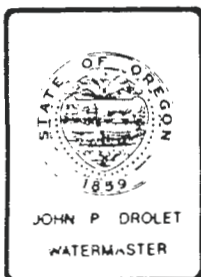
12 36. Under the State of Oregon Water Resources Depart-
13 ment's regulatory scheme, there is to be no cranberry irrigation
14 after September 30 (and before May 1) nor any pumping from Amos
15 Pond after September 30 (and before May 1).

16 37. Prosper Water District had not maintained the
17 ditch (canal) in Amos Pond which affects the quality of water
18 available for pumping.

19 38. The defendant's contention that there was "lots of
20 water" from September 1 - 15 in Amos Pond is contradicted by the
21 other witnesses and by the pump records.

22 39. The defendant's allegation that all growers in
23 Prosper Water District except plaintiffs had paid him \$5.00 per
24 acre per year for maintenance was not supported by any evidence
25 and was in fact contradicted by several witnesses.

26 40. Defendant's testimony in general related to the



Water Resources Department

COOS COUNTY ANNEX, 290 NORTH CENTRAL ST., COQUILLE, OREGON 97423 PHONE 396-3121
WATER RESOURCES DEPT. EXT. 254
SALEM, OREGON

RECEIVED

OCT 15 1992

10-09-92

file # 63847

Hanford Rex Amos
Route 2, Box 2500
Bandon, OR 97411

Dear Mr. Amos:

Reference is made to our several conversations over the years; the most recent being our phone conversation of Wednesday, October 7, regarding the diversion of water from the Simpson Creek.

Water use permit #47495 (copy attached) allows the Sheretz/Butler operation to appropriate water from Simpson Creek for irrigation, temperature control, and flood harvest.

Oregon administrative rules define the irrigation season for the South Coast Basin as March 1 through October 31.

Water for temperature control and flood harvesting is allowed at any time that water is beneficially used for those purposes.

In reference to the settlement of the suit brought against you by Mrs. Butler that alludes to water use from Simpson Creek and the Amos Reservoir, the Water Resources Department was not party in that suit. I have not seen a copy of the court's order and would therefore be obliged if you might provide me with a copy.

Should you have questions, please get in touch.

Sincerely,

John P. Drolet
Watermaster, District XIX

JPD/dt

atch:abstract, permit #47495

CF: Jackie Warner
Steve Applegate



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-3739

October 9, 1989

Robert Sheretz
P.O. box 931
Bandon, OR 97411

Reference: File 63847

Dear Mr. Sheretz:

This is to confirm our telephone conversation, October 6, 1989. You had called in response to my recent letter.

You claim that the cranberry bogs described in permit 47495 are being operated now, and have been in operation since before the applications were filed.

Based on your claim, we will schedule another final proof survey. As you requested, the field inspector will contact you for an appointment for the survey.

Sincerely,

LARRY H. NUNN
Water Rights Specialist



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-3739

October 2, 1989

Robert Sheretz
P.O. Box 931
Bandon, OR 97411

Dorothy M. Butler
121 Condolea Dr.
Lake Oswego, OR 97034

Reference: File 63847

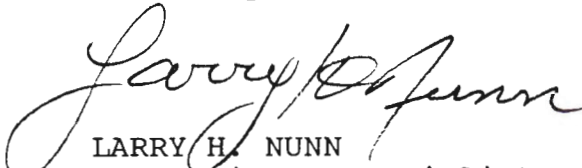
Dear Mr. Sheretz and Mrs. Butler:

On September 20, 1989, we made an inspection of your permit 47495. This permit allows for the use of up to 0.58 cubic foot per second of water from Spring Creek for irrigation, temperature control and flood harvesting of cranberries. The date for complete application of water was October 1, 1986.

Our inspector visited the fields and said that the areas were cleared, but not irrigated. According to information from other growers in the area, these bogs were not developed because of a lack of water. It seems the permit is not being used and should be cancelled.

Enclosed is a form for each of you to use to authorize the cancellation of your portion the permit. The cancellation of the permit will clear it from our records and avoid the necessity for further notices or correspondence.

Sincerely,


LARRY H. NUNN
Water Rights Specialist

enclosure



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-3739

October 2, 1989

Robert Sheretz
P.O. Box 931
Bandon, OR 97411

Dorothy M. Butler
121 Condolea Dr.
Lake Oswego, OR 97034

Reference: File 63847

Dear Mr. Sheretz and Mrs. Butler:

On September 20, 1989, we made an inspection of your permit 47495. This permit allows for the use of up to 0.58 cubic foot per second of water from Spring Creek for irrigation, temperature control and flood harvesting of cranberries. The date for complete application of water was October 1, 1986.

Our inspector visited the fields and said that the areas were cleared, but not irrigated. According to information from other growers in the area, these bogs were not developed because of a lack of water. It seems the permit is not being used and should be cancelled.

Enclosed is a form for each of you to use to authorize the cancellation of your portion the permit. The cancellation of the permit will clear it from our records and avoid the necessity for further notices or correspondence.

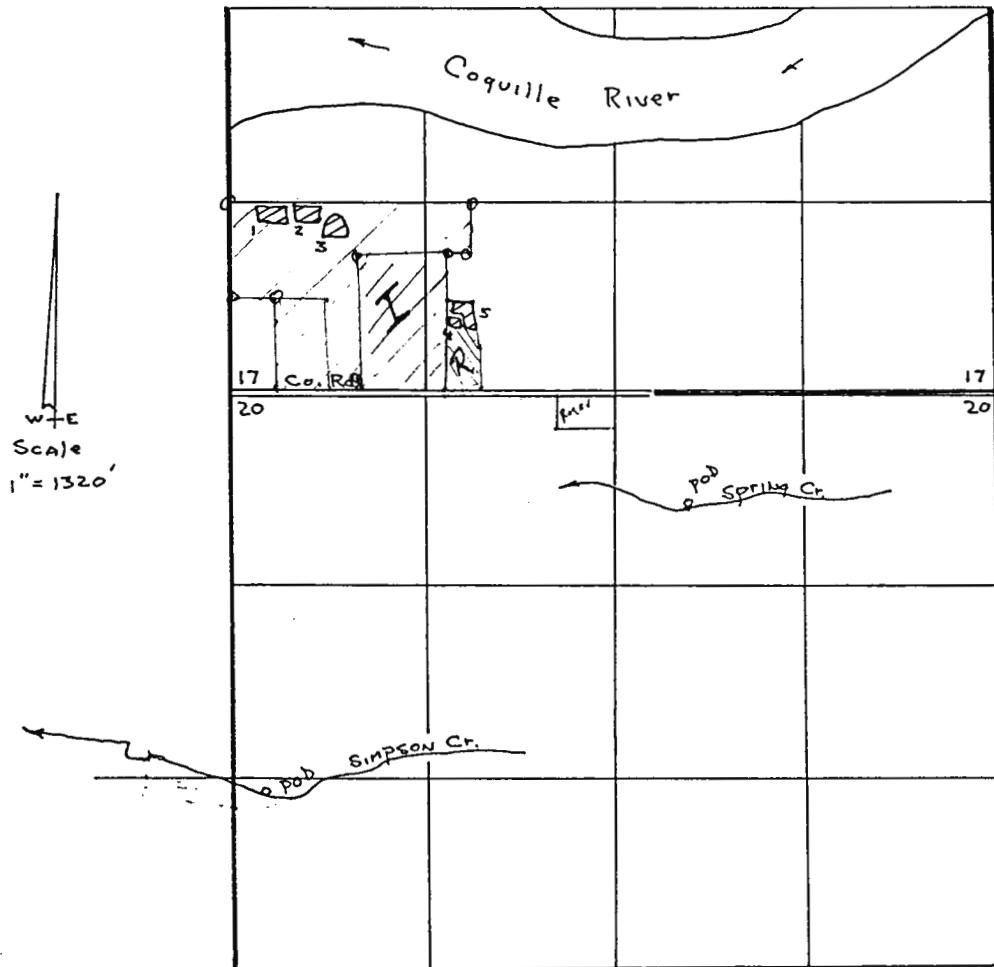
Sincerely,

LARRY H. NUNN
Water Rights Specialist

enclosure

T28S R14W

Application No. 63847
Permit No. 47495



RECEIVED

FEB 11 1983

WATER RESOURCES DEPT.
SALEM, OREGON

RECEIVED

AUG 16 1982

WATER RESOURCES DEPT.
SALEM, OREGON

Spring Cr. POB is 800'S, 520'E from S $\frac{1}{4}$ cor Sec 17

Simpson Cr. POB is 2700'S, 240'E from SW cor Sec 17

THIS MAP PREPARED BY: J.P. Drolet, Coquille Field Office
FROM INFORMATION FURNISHED BY THE APPLICANT. *Robert G. Shervette*

Bog Acreage, use, + source

Bog # 1 = 1ac

2 = 1ac

3 = 1.33ac

4 = 0.15ac

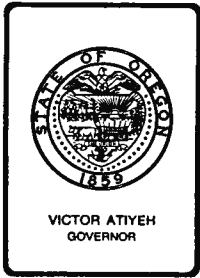
5 = 0.40ac

Cranberry irr., temp. control, flood har.

Cranberry irr., temperature control

pri. source - Spring Cr

Supp. Source - Simpson Cr



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-8508

June 12, 1986

Robert G. Sheretz
PO Box 931
Bandon, OR 97411

REFERENCE: File Number 63847

Dear Mr. Sheretz:

The partial assignment by deed of Permit Number 47495 has been filed in the records of the Water Resources Department. Our records have been changed accordingly.

Our Receipt Number 49412 covering the \$10 recording fee is enclosed.

Sincerely,

THOMAS E. SHOOK
Senior Water Rights Examiner

TES/jw

Enclosure

cc: John Drolet, Watermaster, District #19
James Kauppila, Engineering Technician

FILE
63847

MAY 27 1986

KNOW ALL MEN BY THESE PRESENTS, That DOROTHY M. SHERERTZ

WATER RESOURCES DEPT
SALEM, OREGON

hereinafter called the grantor, for the consideration hereinafter stated, to grantor paid by ROBERT G. SHERERTZ

hereinafter called the grantee, does hereby grant, bargain, sell and convey unto the said grantee and grantee's heirs, successors and assigns, that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or appertaining, situated in the County of COOS and State of Oregon, described as follows, to-wit:

A parcel of land situated in the SE 1/4 of the SW 1/4 of Section 17, Township 28 South, Range 14 West of the Willamette Meridian, Coos County, Oregon, particularly described as follows:
Beginning at a 5/8 inch iron rod post which is North 89° 30' West 1192.2 feet and North 00° 16' East 20.0 feet from the Southeast corner of the SW 1/4; thence South 89° 30' East 242.3 feet to an 1/2 inch pipe post; thence North 01° 50' East 296.6 feet to an 1/2 inch pipe post; thence North 08° 27' West 325.1 feet to a 3/4 inch pipe post; thence North 01° 26' West 20.0 feet to an one inch pipe post; thence North 88° 51' West 201.4 feet to an 1/2 inch pipe post; thence South 00° 16' West 639.9 feet to the place of beginning.-----

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

To Have and to Hold the same unto the said grantee and grantee's heirs, successors and assigns forever.

And said grantor hereby covenants to and with said grantee and grantee's heirs, successors and assigns, that grantor is lawfully seized in fee simple of the above granted premises, free from all encumbrances EXCEPT

all right of ways and easements of records

and that

grantor will warrant and forever defend the said premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, except those claiming under the above described encumbrances.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ 90,000.00

However, the actual consideration paid for this transfer, stated in terms of dollars, is \$ 90,000.00. (The sentence between the symbols ①, if not applicable, should be deleted. See ORS 93.030.)

In construing this deed and where the context so requires, the singular includes the plural and all grammatical changes shall be implied to make the provisions hereof apply equally to corporations and to individuals.

In Witness Whereof, the grantor has executed this instrument this 26th day of November, 1979; if a corporate grantor, it has caused its name to be signed and seal affixed by its officers, duly authorized thereto by order of its board of directors.

Dorothy M. Sherertz

(If executed by a corporation, affix corporate seal)

STATE OF OREGON,
County of Ashland } ss.
November 26, 1979

Personally appeared the above named
Dorothy M. Sherertz

and acknowledged the foregoing instrument to be her voluntary act and deed.

Before me:
(OFFICIAL SEAL)
Notary Public for Oregon
My commission expires: 7/27/82

STATE OF OREGON, County of) ss.

Personally appeared _____, 19_____,
and
who, being duly sworn,
each for himself and not one for the other, did say that the former is the
president and that the latter is the
secretary of _____

_____ a corporation,
and that the seal affixed to the foregoing instrument is the corporate seal of said corporation and that said instrument was signed and sealed in behalf of said corporation by authority of its board of directors; and each of them acknowledged said instrument to be its voluntary act and deed.

Before me:
Notary Public for Oregon
My commission expires:

Dorothy M. Sherertz

GRANTOR'S NAME AND ADDRESS

Robert G. Sherertz
Rt. 2, Box 1355
Bandon, Oregon 97411

GRANTEE'S NAME AND ADDRESS

After recording return to:
same as above (grantee)

NAME, ADDRESS, ZIP

Until a change is requested all tax statements shall be sent to the following address.
same as above (grantee)

RECORDED BY

PIONEER NATIONAL TITLE INSURANCE
43-254
Coos County Branch

Fee: 3.50

By _____
Return to _____ deputy

MARY ANN WILSON
Coos County Clerk

WITNESS my hand and seal of County

I hereby certify that the within instrument was filed for record in the Coos County

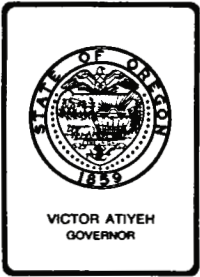
Deed Records

State of Oregon

County of Coos

Dec 5 2 32 PM '79

79 6 4834



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-8508

May 27, 1986

Dorothy M. Butler
415 North Holland
Portland, OR 97127

REFERENCE: Files Numbered 63847, 46528, R-48441, 48442, and G-5571

Dear Ms. Butler:

The partial assignments by certificate of sale of Permits Numbered 47495, 34762, R-6751, 42567, and G-7861 from Robert Sherertz/Barry Services Inc., to you has been recorded in the records of the Water Resources Department.

Our records have been changed accordingly. Our Receipt Number 49353 covering the recording fee of \$25 was handed to you in this office.

Sincerely,

Thomas E. Shook
Senior Water Rights Examiner

TES/jw

cc: John Drolet, Watermaster, District #19
James Kaupilla, Engineering Technician

LAKE OSWEGO, OREGON 97034
121 CONDOLEA DRIVE

RECEIVED
MAY 27 1986
WATER RESOURCES DEPT
SALEM, OREGON

MAY 23, 1986

WATER RESOURCES DEPARTMENT
3850 PORTLAND ROAD N.E.
SALEM, OREGON 97310

ATTN: TOM SHOOK, STATE ENGINEER

REFERENCE FILE NO. 63847 PERMIT # 47495

Dear Mr. Shook;

I am enclosing a copy of Robert Sherertz's
deed and a check in the amount of \$10.00.

This is per our conversation on Tuesday May
20th regarding item or Bog # 4 & # 5 on the
map.

Thank you again for all your help when I was
in your office.

Yours truly,

Dorothy M. Butler
DOROTHY M. BUTLER

ENCL: 2



Water Resources Department

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-8508

October 29, 1985

Dorothy Sheretz Buttler
Sheretz Brothers, Inc.,
PO Box 931
Bandon, OR 97411

RECEIVED
NOV 18 1985
WATER RESOURCES DEPT
SALEM, OREGON

REFERENCE: File Number 63847

Dear Mrs. Buttler:

Please find enclosed a copy of Permit No. 47495 along with Forms B & C for your use in notifying us of your dates of completion of construction and complete application of water to beneficial use.

If you have any questions, please feel free to contact me.

Sincerely,

Stephen C. Brown
Senior Water Rights Examiner

SCB/jw

Enclosure

Form C enclosed as requested 11/15/85
Dorothy M. Butler



Water Resources Department

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-8508

October 29, 1985

Dorothy Sheretz Buttler
Sheretz Brothers, Inc.,
PO Box 931
Bandon, OR 97411

REFERENCE: File Number 63847

Dear Mrs. Buttler:

Please find enclosed a copy of Permit No. 47495 along with Forms B & C for your use in notifying us of your dates of completion of construction and complete application of water to beneficial use.

If you have any questions, please feel free to contact me.

Sincerely,

Stephen C. Brown
Senior Water Rights Examiner

SCB/jw

Enclosure

63847

Bandon, Or. 97411

P.O. Box 931

Oct. 22, 1985

RECEIVED

OCT 25 1985

WATER RESOURCES DEPT
SALEM, OREGON

State of Oregon
Office of the Water Resources Director
Salem, Oregon 97310

Ref: Permit # 47495

Dear Sirs;

Paper work on Permit #47495 has been misplaced,
along with the blank to notify your office.

The work has been prosecuted with diligence.

Please send a copy of the permit and blank
at your earliest convenience to the above
address.

Yours truly,
Marilyn Sherry Butler,
for: Sherry Bros Inc.

June 23, 1983

Sheretz Brothers, Inc.
Route 2, Box 1355
Bandon, OR 97411

63847

47495



Water Resources Department

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-3066 or
1-800-452-7813
(message line)

May 12, 1983

Robert Sheretz
Sheretz Brothers, Inc.
Route 2, Box 1355
Bandon, OR 97411

Dear Mr. Sheretz:

REFERENCE: File 63847

This is to acknowledge your amended Application 63847 now describing the proposed use of waters from Spring Creek supplemented by the use of waters from Simpson Creek for irrigation, temperature control, and flood harvesting on 3.33 acres (Bogs 1, 2, and 3) and for the use of water from Spring Creek for irrigation and temperature control and use of waters from Simpson Creek as a supplemental supply for temperature control on 0.55 acre (Bogs 4 and 5), being 0.10 cfs for irrigation, 0.58 cfs for temperature control, and 0.17 cfs for flood harvesting. Your supporting map was also received.

The application now appears to be in satisfactory form and will be placed with the group to be considered for approval.

Sincerely,

Wayne J. Overcash
Senior Water Rights Examiner

WJO:jvm

378-3066

or

1-800-452-7813
(message line)

January 18, 1983

Robert C. Sheretz
Sheretz Brothers, Incorporated
Route 2, Box 1355
Bandon, OR 97411

Dear Mr. Sheretz:

REFERENCE: File 63847

Your Application 63847 describing the proposed use of 0.58 cubic foot per second of water from Spring Creek with any deficiency in supply to be supplemented from Simpson Creek, being 0.10 cfs for irrigation, 0.58 cfs for temperature control and 0.17 cfs for flood harvest, together with the map, has been reviewed.

The permit to be issued approving Application 57072 filed by Prosper Water District, as their application is presently proposed, will allow the use of a supplemental supply of water from Simpson Creek for the irrigation of the Bogs 4 and 5 illustrated on the map supporting your Application 63847. Therefore, unless you wish to have the district amend their application it will be necessary for you to amend your application and supporting map to delete reference to Simpson Creek as a supplemental supply for Bogs 4 and 5.

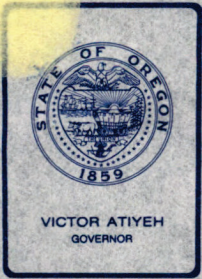
I have briefly discussed this matter with John Drolet, our representative in your area. If you should have any questions, you may either contact Mr. Drolet or you may call this office on the above toll-free message line, leave your name, file number, telephone number and request that I return your call.

I am returning your application and map for correction and completion. The application is endorsed so that in order to retain its priority date it must be received in this office on or before April 18, 1983.

Sincerely,

WAYNE J. OVERCASH
Senior Water Rights Examiner

WJOWpc
enclosures
cc: John Drolet, Assistant Watermaster
4506B



Water Resources Department

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE

378-3066

or

1-800-452-7813

(message line)

January 18, 1983

Robert C. Shevatz
Prosper Water District
Route 2, Box 1355
Bandon, OR 97411

Dear Mr. Shevatz:

REFERENCE: Files 57072, R-58295, 63195 and 63847

We received your amended Application 57072, together with the reservoir Application R-58295 and the supporting map. Application 57072 now describes the proposed use of 1.0 cubic foot per second of water to be appropriated from Simpson Creek when available with any deficiency in supply to be made up from the 9.0 acre-feet storage in the farm pond.

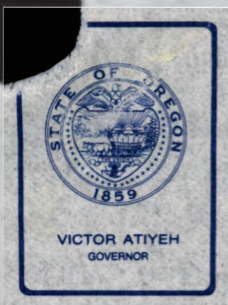
Applications 57072 and R-58295 now appear to be in satisfactory form, however, we will need to hold action towards considering approval of them pending receipt of your personal Application 63847 in such form that it is not in conflict with the district's Application 57072 and pending receipt of Application 63195 filed by Friday Farms, Incorporated, in satisfactory form. Both of these applications are being returned for correction and completion. Application 63195 also describes the proposed use from the same reservoir as described in your reservoir Application R-58295.

Sincerely,

WAYNE J. OVERCASH
Senior Water Rights Examiner

WJO:wp
cc: John Crolet, Watermaster
45063

COPY



Water Resources Department

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-3066

OR

1-800-452-7813

(message line)

August 19, 1982

Sherertz Brothers, Inc.
Route 2, Box 1355
Bandon, Oregon 97411

Dear Gentlemen:

REFERENCE: File 63847

We have received your application for use of water for irrigation, temperature control and flood harvesting along with the supporting data and fees. Our Receipt 32380 is enclosed. Your application has been filed and assigned number 63847.

Applications which are received in proper form for a permit, including maps, supporting data and fees, will be considered for approval shortly after the mandatory 30-day waiting period. Applications which are defective, conflict with existing rights or require additional information will be reviewed in detail and will be returned for completion or correction within 45 days.

If your application is approved, the project described in the application will be subject to the Water Policy Review Board's Basin Program statements, existing minimum flows and demands of prior rights during periods of low water.

Sincerely,

RALPH H. JACKSON, Supervisor
Application/Permit Section

RHJ:wpc
21348/1
21828

COPY

NE				NW				SW				SE				APPLICATION NUMBER				PERMIT NUMBER				CERTIFICATE NUMBER			
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
ACREAGE IN LOT OR LEGAL SUBDIVISION AS SHOWN ON GOVERNMENT PLAT, IF OTHER THAN 40 ACRES																											

4. The amount of water which the applicant intends to apply to beneficial use is 0.58
cubic feet per second from Spring Cr with any deficiency in supply to
(If water is to be used from more than one source, give quantity from each)
be supplemented from Simpson Cr. for bogs IN SW 1/4 Sec 17
(See Remarks)

5. The use to which the water is to be applied is Irrigation = 0.10 cfs, Temp control
= 0.58 cfs, and flood harvest = 0.17 cfs

6.

DESCRIPTION OF WORKS

Include dimensions and type of construction of diversion dam and headgate, length and dimensions of supply ditch or pipeline, size and type of pump and motor, type of irrigation system to adequately describe the proposed distribution system.

(1) Earthen Dam constructed by Henry F. Winters* under
inspection of Coos County Engineer. Dimension of
Dam under H. F. Winters permit. Supply pipeline
is 6 inch buried pipe 1/2 mile long with
a 10 HP pump at first locale and 15 HP pump at
second locale. Pressure pumps and underground
sprinkler systems.

* H. F. Winters was original builder of Dam which
the land has now changed hands.

If for domestic use state number of families to be supplied

7. Construction work will begin on or before HAS begun

8. Construction work will be completed on or before August 11, 1984

9. The water will be completely applied to the proposed use on or before August 11, 1985

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★
Remarks: temperature control includes both frost protection
and heat control

Item #4 (continued) Spring Cr will be A primary water source for
All bags. Simpson Cr will be A supplemental source for bags
in SW 1/4 SW 1/4 sec 17 for the three uses and A supplemental
source for bags in SE 1/4 SW 1/4 for only temp control.

This permit, when issued, is for the beneficial use of water. By
law, the land use associated with this water use must be in com-
pliance with statewide land-use goals and any local acknowledged
land-use plan. It is possible that the land use you propose may
not be allowed if it is not in keeping with the goals and the
acknowledged plan. Your city or county planning agency can
advise you about the land-use plan in your area.

Robert H. Sherertz
Signature of Applicant
SHERERTZ BROS INC.

This is to certify that I have examined the foregoing application, together with the accompanying maps
and data, and return the same for..... correction and completion.....

In order to retain its priority, this application must be returned to the Water Resources Director with
corrections on or before April 18....., 1983.....

WITNESS my hand this ...18th..... day of...January....., 19..83.....

...James E. Sexson..... Water Resources Director

By ...*Wayne J. Overcash*.....
Wayne J. Overcash

This instrument was first received in the office of the Water Resources Director at Salem, Oregon, on the
.....16th..... day of August....., 19..82....., at ..8:15.. o'clock
.....A.M.

Application No. 63847

Permit No.....

RECEIVED

FEB 11 1983

WATER RESOURCES DEPT.
SALEM, OREGON

Application No. 63847

Permit No.

PC
NCR

Permit to Appropriate the Public Waters of the State of Oregon

This is to certify that I have examined the foregoing application and do hereby grant the same SUBJECT TO EXISTING RIGHTS INCLUDING THE EXISTING FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD and the following limitations and conditions:

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed 0.58 cubic feet per second measured at the point of diversion from the stream, or its equivalent in case of rotation with other water users, from Spring Creek with any deficiency in the available supply from Spring Creek to be made up by diversion from Spring Creek

The use to which this water is to be applied is irrigation, temperature control, and flood harvesting being 0.1 cfs for irrigation, 0.58 cfs for temperature control, & 0.17 cfs for flood harvesting provided the total diverted shall not exceed 0.58 cfs

If for irrigation, this appropriation shall be limited to of one cubic foot per second or its equivalent for each acre irrigated.....

Double duty
Graniteville
&
Temp. Control
C/wise

and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

The priority date of this permit is August 16, 1982

Actual construction work shall begin on or before and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19.....

Complete application of the water to the proposed use shall be made on or before October 1, 19.....

WITNESS my hand this day of, 19.....

Water Resources Director

RLX B