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**WATER RESOURCES DEPT.
SALEM, OREGON**

Jonathan C. Spero
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Certified Water Right Examiner CWRE # 123
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Williams, Oregon 97544
Ph. (541) 846-6845 email: spero@cdsnet.net

Claim of Beneficial Use and Site Report

Application No. S-72148

Permit No. 52136

INFORMATION:

The **Source** of water is Little Grayback Creek, as per the Permit.

The **Use** of water is domestic use for one household, further limited to human consumption from May 1 through December 31 as per the Permit.

The **Place of Use** is one household in the SW1/4, NE 1/4 of Section 24, T.39 S. R.07 W. W.M. as per the Permit.

Permittee has complied with Permit Conditions as outlined below and this report is being filed within the time limits allowed thereon.

PERMITTEE: Rudy and Olga Trevino
P.O. Box 1145
Cave Junction, Oregon 97523

CURRENT LAND OWNER: A Life Estate by Rudy M. Trevino then to David Allan Trevino and Aaron Carlos Trevino.

c/o Rudy Trevino
P.O. Box 1145, Cave Junction, Oregon 97523

PERSON WITH WHOM THIS INSPECTION WAS CONDUCTED:

Rudy Trevino (a.k.a. Rudy M. Trevino)
437 Little Greyback Creek Road
P.O. Box 1145
Cave Junction, Oregon 97523

Phone: (541) 592-3100

SOURCE: The source of water is Little Grayback Creek, a tributary of Sucker Creek, as per the Permit. This is the primary source of supply. Historic uses of Little Grayback Creek include domestic use and irrigation. This Permit is for domestic use for one household.

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DIVERSION POINT: The Diversion consists of a 1" black plastic pipe in Little Grayback Creek. The pipe (actually a double pipe to accommodate the operation of the jet pump) is equipped with a foot valve and covered with four layers of window type screening. The fineness of the mesh of this screening is sufficient to prevent any possibility of fish being drawn into the intake. This diversion point is located about 30 feet upstream from the intake for the Baldwin irrigation ditch. The Point of Diversion is shown on the application map and Permit as being 60 feet North & 260 feet West from the Center - East 1/16th corner. I find the actual diversion to be more correctly located as 120 feet North and 240 feet West from that 1/16th corner as monumented on the ground.

MOTOR AND PUMP: Water is pumped from the creek to the house using a PEABODY - BARNES motor and pump (a single unit); Model Number 7500-70669, Serial Number 682. The motor is a 3/4 horsepower, 220 volt, 4.2 amp single phase electric motor with 3450 maximum r.p.m.'s. The pump is a jet pump with a 1 1/2" intake and a 1" outlet. The pipe from the creek to the intake is 1" diameter, the pipe from the pump to the house is 3/4" diameter. The operating pressure at the time of this inspection was 42 p.s.i. measured at the pump.

PIPE: The pipe from the Point of Diversion to the pump is 1" diameter black plastic and is about 35 feet long. From the pump, 3/4" diameter black plastic pipe carries the water about 80 feet to the house.

HEADS: None. This is a domestic use only Permit. There are no irrigation sprinklers on this system.

USE: Domestic for one household, further limited to human consumption May 1 - December 31. The use serves one family. The home is a 28' X 44' manufactured home with 3 bedrooms and 2 baths.

LIFT: The house (Place of Use) is located about 21 feet vertically above the intake at the point of diversion.

SURVEY TIE: Point of Diversion and Place of Use shown hereon are tied to the Center-East 1/16th corner for Section 24, which point is monumented with a 5/8" diameter iron rod and bearing trees as per Josephine County Survey No. 170-73. The diversion point is located 120 feet North and 240 feet West from this 1/16th corner monument.

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SPECIAL CONDITIONS:

The Permit requires the installation of a water meter. Mr. Trevino has installed a BADGER brand Model 40 water meter serial number 61000831. This meter has 1 1/4" diameter intake and outlet, and is on the 3/4" black plastic pipe. It is located in the pump house between the diversion point and the house. This meter measures water in cubic feet and was operating normally at the time of this inspection.

The Permit also requires the permittee to maintain fish screening. The intake (a 1" diameter pipe) has a foot valve that is screened, and also 4 layers of window type screening wrapped around it. This will keep any fish out of the intake. The Permit also calls for a "fishway at the obstruction that will provide adequate upstream and downstream passage for fish". There is no "obstruction". This is a 1" pipe, well screened, and lying in the bottom of a stream that is about 20 feet wide at this point. There is no obstruction to fish passage and the screening will prevent fish from entering the 1" pipe. It appears that there is no need for, and no feasible way to install, a fishway for this small diversion. The Baldwin ditch, just downstream from this P.O.D., is equipped with a fishway that is maintained by O.D.F.W.

REMARKS: Permittee Rudy Trevino has completed application of the waters of Little Grayback Creek to beneficial domestic use for one household under the terms and conditions of his Application No. S-72148, Permit 52316.

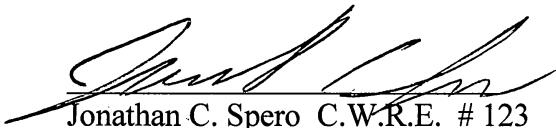
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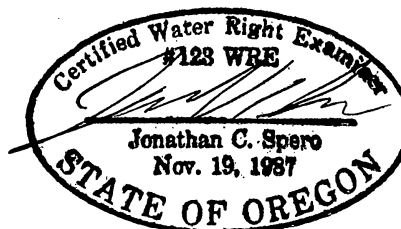
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The Final Proof Survey and inspection of the use as found to be completed under the terms and conditions of Application S-72148, Permit No. 52316 was completed by me on February 11, 2000 and the facts contained in this report and accompanying Final Proof Survey Map are correct to the best of my knowledge.


Jonathan C. Spero C.W.R.E. # 123



renewal date: June 30, 2000

We, Rudy Trevino and Olga Trevino, agree to the findings of the C.W.R.E. and do submit this site report and map as my Claim of Beneficial Use of the water as provided under the terms and conditions of my Application S-72148, Permit No. 52316,


Rudy Trevino


Olga Trevino

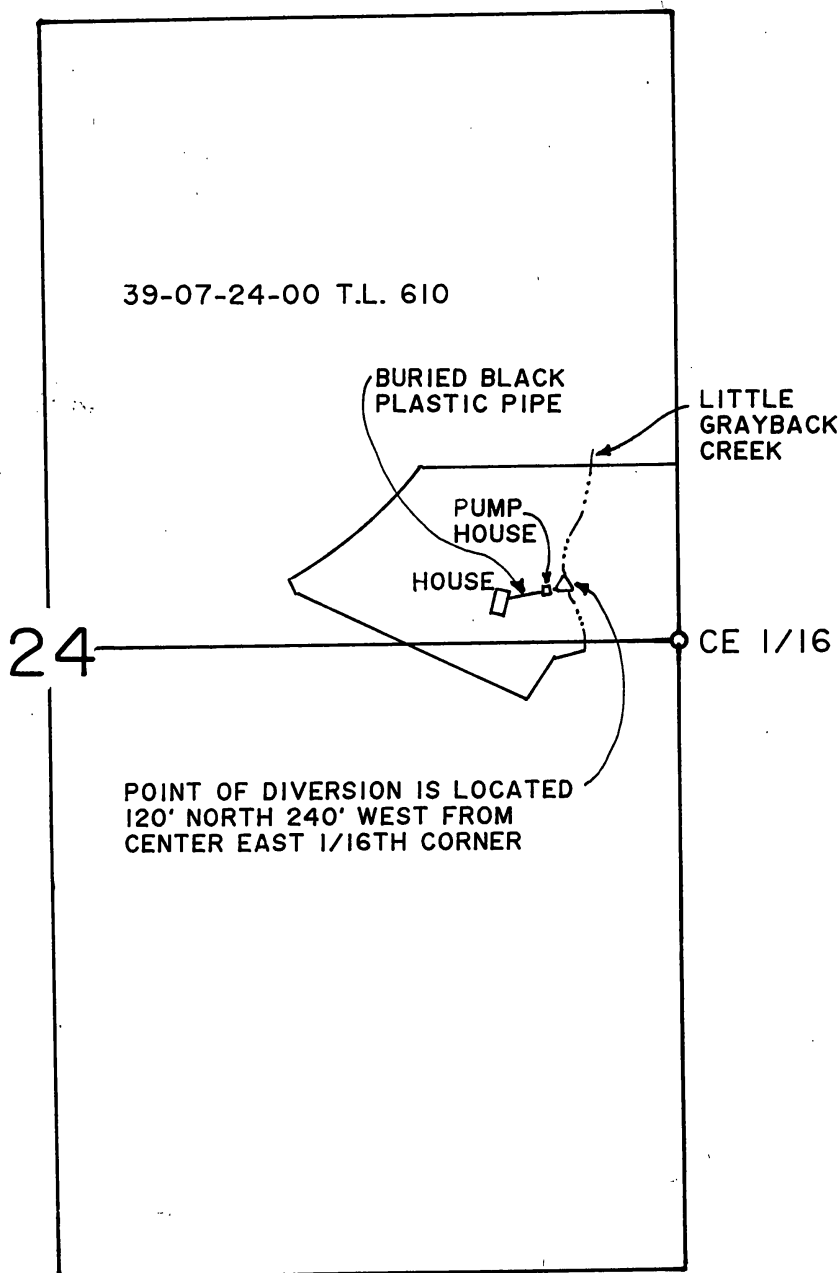


T.39S.,R.7W.,W.M.
SECTION 24

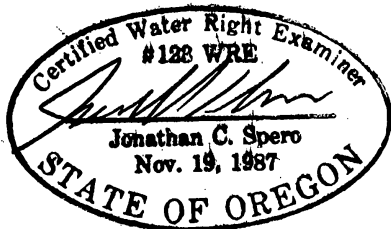
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PREPARED BY:
JONATHAN C. SPERO C.W.R.E. 123
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WILLIAMS, OREGON 97544
PH. (541) 846-6845



LICENSE RENEWAL DATE:
JUNE 30, 2000

**FINAL PROOF SURVEY
UNDER**

APPLICATION NO. S-72148 PERMIT NO. 52136

**IN THE NAME OF
RUDY AND OLGA TREVINO**

SURVEYED FEB. 17, 2000 JONATHAN C. SPERO

THIS MAP IS FOR THE PURPOSE OF
IDENTIFYING THE LOCATION OF THE
WATER RIGHT ONLY, AND IS NOT IN-
TENDED TO PROVIDE LEGAL DIMEN-
SIONS OR LOCATIONS OF PROPERTY
OWNERSHIP LINES.

SCALE: 1" = 400'