

STATE OF OREGON

COUNTY OF JACKSON

PERMIT TO CONSTRUCT A RESERVOIR AND STORE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

CLAUDINO PADILLA
2066 MAGNOLIA
MEDFORD, OREGON 97501

(541) 772-9162

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

APPLICATION FILE NUMBER: R-83449

SOURCE OF WATER: AN UNNAMED STREAM, A TRIBUTARY OF PHOENIX CANAL WITHIN THE ROGUE BASIN

STORAGE FACILITY: UNNAMED RESERVOIR

PURPOSE OF USE OF THE STORED WATER: TO BE APPROPRIATED UNDER APPLICATION 83450, FOR IRRIGATION OF 0.75 ACRES

MAXIMUM VOLUME: 0.01 ACRE-FOOT PER YEAR

PERIOD OF ALLOWED USE: WATER MAY BE APPROPRIATED FOR STORAGE MARCH 1 TO MARCH 30 AND AS FURTHER LIMITED BELOW

DATE OF PRIORITY: JUNE 11, 1997

The maximum height of the dam shall not exceed 2.0 feet.

DAM LOCATION: NE 1/4 NE 1/4, SECTION 3, T38S, R2W, W.M.; 880 FEET SOUTH AND 1125 FEET EAST FROM NE CORNER, SECTION 3

THE AREA TO BE SUBMERGED BY THE RESERVOIR IS LOCATED AS FOLLOWS:

NE 1/4 NE 1/4
SECTION 3
TOWNSHIP 38 SOUTH, RANGE 2 WEST, W.M.

Application R-83449 Water Resources Department

PERMIT R-12632

During the month of March, water may only be appropriated for storage under this permit when streamflows in Bear Creek, measured at or near the lower end of the reach described in Instream Water Right Application IS-70993, exceed 170 cubic feet per second.

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.

STANDARD CONDITIONS

The storage of water allowed herein is subject to the installation and maintenance of an outlet pipe, or the provision of other means to evacuate water when determined necessary by the Water Resources Director to satisfy prior downstream rights.

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.

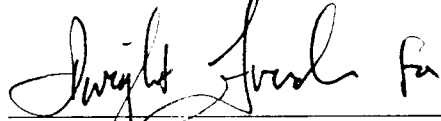
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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 by March ⁹, 2000. The reservoir(s) shall be filled and complete application of water 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 March ⁹, 1999



Martha O. Pagel, Director
Water Resources Department

Application R-83449 Water Resources Department
Basin 15 Volume 3A GRIFFIN CR

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District 13