



STATE OF OREGON

JOSEPHINE COUNTY

PERMIT TO APPROPRIATE THE PUBLIC WATERS

This is to certify that I have examined APPLICATION 62553 and do hereby grant the same SUBJECT TO EXISTING RIGHTS INCLUDING THE APPROPRIATE MINIMUM FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD and the following limitations and conditions:

This permit is issued to Robert J. Miller of 870 Lynn Drive, Orange, California 92667, phone (714)639-0020, for the use of the waters of Applegate River and 5.0 acre-feet of stored water annually from Applegate Lake Reservoir constructed under Permit R-7810, a tributary of Rogue River, for the PURPOSE of irrigation and supplemental irrigation, being use of water from Applegate River for irrigation and use of stored water from Applegate Lake Reservoir for supplemental irrigation; that the PRIORITY OF THE RIGHT dates from September 8, 1982 for use from Applegate River and August 19, 1982 for use from Applegate Lake Reservoir, and is limited to the amount of water which can be applied to beneficial use and shall not exceed 0.0625 cubic foot per second measured at the point of diversion from the stream, or its equivalent in case of rotation with other water users.

The POINT OF DIVERSION is to be LOCATED: 825 feet South and 500 feet East from the Northwest Corner of SE 1/4 SW 1/4 of Section 5, being within the SE 1/4 SW 1/4 of Section 5, Township 37 South, Range 6 West, WM, in the County of Josephine. Applegate Dam is located in S 1/2 SE 1/4 of Section 25, Township 40 South, Range 4 West, WM.

A description of the PLACE OF USE under the permit, and to which such right is appurtenant, is as follows:

Township 37 South Range 6 West, WM Section 5 SE 1/4 SW 1/4 5.0 acres

The AMOUNT OF WATER used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to 1/80 of one cubic foot per second per acre, shall be limited to a diversion of not to exceed 4.5 acre-feet per acre for each acre irrigated during the irrigation season of each year, provided further that the right allowed herein shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein, and is subject to the terms and conditions of Contract 2-07-10-W0470 between the Bureau of Reclamation and the applicant, or a satisfactory replacement, a copy of which is on file in the records of the Water Resources Director, and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

Actual construction work shall begin on or before September 29, 1983 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1984. EXTENDED TO OCT. 1985

Complete application of the water to the proposed use shall be made on or before October 1, 1985.

WITNESS my hand this 29th day of September, 1982.

/s/ JAMES E. SEXSON

WATER RESOURCES DIRECTOR

APPLICATION 62553

PERMIT

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"CERTIFICATE NO. 64942"