

STATE OF OREGON

COUNTY OF JACKSON

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

RICHARD CLAYTON
2026 KELTON AVENUE
LOS ANGELES, CALIFORNIA 90025

to use the waters of LOST CREEK RESERVOIR CONSTRUCTED UNDER PERMIT R-8142, a tributary of ROGUE RIVER, for IRRIGATION OF 2.0 ACRES.

This permit is issued approving Application 72134. The date of priority is JANUARY 9, 1992. The use is limited to not more than 4.0 ACRE-FEET STORED WATER ONLY, or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

LOST CREEK RESERVOIR - SE 1/4 NW 1/4, SECTION 26, T 36 S, R 1 E, W.M.; 2000 FEET SOUTH AND 1700 FEET EAST FROM NW CORNER, SECTION 26.

RIVER - NW 1/4 NW 1/4, SECTION 21, T 36 S, R 3 W, W.M.; 270 FEET SOUTH AND 1320 FEET EAST FROM NW CORNER, SECTION 21.

Diversion screening or fish passage facilities shall be designed, installed, and operated to Oregon Department of Fish & Wildlife specifications.

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 4.5 acre-feet for each acre irrigated during the irrigation season of each year.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

The water user shall comply with the terms and conditions of contract dated March 26, 1992 between Bureau Of Reclamation and Richard Clayton. A copy of the contract is in Application File # 72134 at the Water Resources Department.

A description of the proposed place of use under this permit is as follows:

SE 1/4 SW 1/4 0.1 ACRE
SECTION 16
NE 1/4 NW 1/4 1.6 ACRES
NW 1/4 NW 1/4 0.3 ACRE
SECTION 21
TOWNSHIP 36 SOUTH, RANGE 3 WEST, W.M.

Actual construction work shall begin on or before April 27, 1993, and shall be completed on or before October 1, 1994. Complete application of the water to the use shall be made on or before October 1, 1995.

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.

Application 72134

Water Resources Department

PERMIT 51441

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.

Issued this date, APRIL 27, 1992.

/s/ WILLIAM H. YOUNG

Water Resources Department
William H. Young
Director

EXT. BC96