STATE OF OREGON

COUNTY OF JOSEPHINE

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

ARTHUR G. GUEVARA
730 HARDELL LANE
VISTA, CALIFORNIA 92084

The specific limits for the use are listed below along with condition of use.

APPLICATION FILE NUMBER: S-72977

SOURCE OF WATER: LOST CREEK RESERVOIR, CONSTRUCTED UNDER PERMIT R-814 AND ROGUE RIVER, TRIBUTARY OF PACIFIC OCEAN

PURPOSE OR USE: HUMAN CONSUMPTION AND IRRIGATION OF 0.5 ACRE NON COMMERCIAL LAWN AND GARDEN

MAXIMUM FLOW/VOLUME ALLOWED: 0.005 CFS FROM THE ROGUE RIVER FOR HUMA CONSUMPTION AND 2.25 AF FROM LOST CREEK RESERVOIR FOR IRRIGATION

PERIOD OF USE: YEAR ROUND FOR HUMAN CONSUMPTION AND APRIL 1 THROUGH OCTOBER 31 FOR IRRIGATION

DATE OF PRIORITY: November 5, 1992

POINT OF DIVERSION LOCATION: NW 1/4 SE 1/4, SEC 2, T 36 S, R 7 W, W.M. 950 FEET NORTH AND 1500 FEET WEST FROM THE E 1/4 CORNER OF SECTION 2

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 PLACE OF USE IS LOCATED AS FOLLOWS:

SE 1/4 NE 1/4, SECTION 2, T 36 S, R 7 W

Measurement, recording and reporting conditions:

A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order, shall keep a complete record of the amount of water used each month and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water use information, including the place and nature of use of water under the permit.

B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

The use of water under this permit is subject to the terms and conditions of Water Service Contract No. 3-07-10-W0962 or a satisfactory replacement between the Bureau of Reclamation and the applicant, a copy of which is on file in the records of the Water Resources Department.

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The permittee shall install, maintain, and operate fish screening and by-pass devices as required by the Oregon Department of Fish and Wildlife to prevent fish from entering the proposed diversion. The required screens and by-pass devices are to be in place, functional and approved by an ODFW representative **prior to** diversion of any water.

STANDARD CONDITIONS

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

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 no later than one year after issuance of this permit, and shall be completed on or before October 1, 1997. Complete application of the water to the use shall be made on or before October 1, 1998.

Issued October *17* , 1995.

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Water Resources Department
Martha O. Pagel
Director