

STATE OF OREGON

COUNTY OF JOSEPHINE

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

JONATHAN C SPERO  
PO BOX 16  
WILLIAMS, OREGON 97544

(541) 846-6845

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

APPLICATION FILE NUMBER: S-80672

SOURCE OF WATER: TWO UNNAMED SPRINGS, TRIBUTARIES OF ELDER CREEK

PURPOSE OR USE: DOMESTIC USE FOR TWO HOUSEHOLDS, FURTHER LIMITED TO HUMAN CONSUMPTION ONLY DURING THE PERIOD LISTED UNDER "PERIOD OF USE" BELOW

MAXIMUM RATE/VOLUME ALLOWED: 0.01 CUBIC FOOT PER SECOND

PERIOD OF USE: MARCH 1 THROUGH APRIL 30 AND JULY 1 THROUGH JANUARY 31 OF EACH YEAR FOR DOMESTIC USE; FEBRUARY 1 THROUGH FEBRUARY 29 AND MAY 1 THROUGH JUNE 30 OF EACH YEAR FOR HUMAN CONSUMPTION ONLY

DATE OF PRIORITY: NOVEMBER 29, 1995

POINT OF DIVERSION LOCATION: SE 1/4 SW 1/4, SECTION 25, T40S, R8W, W.M.; 860 FEET NORTH & 580 FEET WEST FROM THE S 1/4 CORNER OF SECTION 25; 760 FEET NORTH & 680 FEET WEST FROM THE S 1/4 CORNER OF SECTION 25

THE PLACE OF USE IS LOCATED WITHIN THE SE 1/4 SW 1/4, SECTION 25, TOWNSHIP 40 SOUTH, RANGE 8 WEST, W.M.

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

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measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

The permittee may be required to 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.

#### 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.

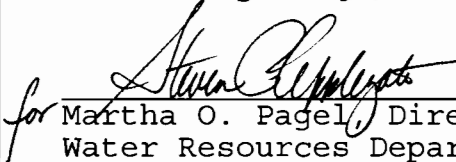
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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 within one year from permit issuance and shall be completed on or before October 1, 1999. Complete application of the water to the use shall be made on or before October 1, 2000.

Issued August 28, 1996

  
for Martha O. Pagel, Director  
Water Resources Department

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Basin 15                Volume 8 Elder Creek & Misc.

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District 14