

STATE OF OREGON

COUNTY OF DOUGLAS

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

JOHN L KING
PATRICIA L KING
PO BOX 102
GLENDALE, OREGON 97442

(541) 832-2627

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

APPLICATION FILE NUMBER: S-74309

SOURCE OF WATER: COW CREEK AND GALESVILLE RESERVOIR, CONSTRUCTED UNDER PERMIT R-9964, TRIBUTARIES OF SOUTH UMPQUA RIVER

PURPOSE OR USE: IRRIGATION OF 10.0 ACRES

MAXIMUM RATE/VOLUME ALLOWED: 0.14 CFS FROM NATURAL FLOW AND 22.3 ACRE-FEET PER YEAR FROM STORED WATER

PERIOD OF USE: APRIL 1 THROUGH APRIL 30 FROM NATURAL FLOW AND APRIL 1 THROUGH SEPTEMBER 30 FROM STORED WATER ONLY

DATE OF PRIORITY: JULY 21, 1994

POINT OF DIVERSION LOCATION: SW 1/4 NE 1/4, SECTION 35, T 5S, R6W, W.M.; 803 FEET SOUTH AND 142 FEET WEST OF THE NE CORNER OF DLC #38

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 ONE-SEVENTIETH of one cubic foot per second (or its equivalent) and 3.5 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SW 1/4 NE 1/4 5.1 ACRES
NW 1/4 SE 1/4 4.9 ACRES
SECTION 35
TOWNSHIP 32 SOUTH, RANGE 6 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.

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- 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.
- C. 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.

The permittee shall install, maintain, and operate fish screening to prevent fish from entering the proposed diversion. The permittee shall also install a fishway at the obstruction that will provide adequate upstream and downstream passage for fish. The required screens and fishways are to be in place, functional, and approved by Oregon Department of Fish and Wildlife before diversion of any water.

The use of water under this right is subject to the terms and conditions of contract dated July 11, 1994 or a satisfactory replacement, between Douglas County and the applicant, a copy of which is on file in the records of the Water Resources Department.

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, 1998. Complete application of the water to the use shall be made on or before October 1, 1999.

Issued August 21, 1996

for 
Martha O. Pagel, Director
Water Resources Department