

STATE OF OREGON

COUNTY OF JOSEPHINE

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

JOSEPH C AND PATRICIA A MOLLO
6650 NEW HOPE ROAD
GRANTS PASS, OR 97527

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

APPLICATION FILE NUMBER: S-72539

SOURCE OF WATER: APPLGATE RESERVOIR CONSTRUCTED UNDER PERMIT R-7829, A TRIBUTARY OF APPLGATE RIVER

PURPOSE OR USE: SUPPLEMENTAL IRRIGATION OF 8.0 ACRES

MAXIMUM RATE/VOLUME ALLOWED: 10.0 ACRE-FEET PER YEAR

PERIOD OF USE: APRIL 1 TO NOVEMBER 1 OR AS LIMITED BY THE BUREAU OF RECLAMATION CONTRACT

DATE OF PRIORITY: JULY 6, 1992

POINT OF DIVERSION LOCATION: NW 1/4 NE 1/4, SECTION 19, T37S, R5W, W.M.; S 20 DEGREES E 780 FEET FROM THE N 1/4 CORNER, SECTION 19

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

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SW 1/4 NW 1/4 8.0 ACRES
SECTION 24
TOWNSHIP 37 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.
- 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 and by-pass devices as required by the Oregon Department of Fish and Wildlife to prevent fish from entering the proposed diversion. The required screen is to be in place and functional prior to diversion of any water.

The permittee shall not construct, operate or maintain any dam or artificial obstruction to fish passage in the channel of the subject stream unless a fishway is provided. The applicant is hereby directed to contact a ODFW Fish Passage Program coordinator, Portland, Oregon, before beginning construction of any in-channel obstruction.

In the event of a request for a change in point of appropriation, an additional point of appropriation or alteration of the appropriation facility associated with this authorized diversion, the quantity of water allowed herein, together with any other right, shall not exceed the capacity of the facility at the time of perfection of this right.

The use of water under this right is subject to the terms and conditions of contract No. 1-07-10-W0842, 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.

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.

