

STATE OF OREGON

COUNTY OF DOUGLAS

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

CIRCLE E RANCH
2188 NE HUGHES
ROSEBURG, OREGON 97470

(541) 672-4611

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

APPLICATION FILE NUMBER: S-74290

SOURCE OF WATER: SOUTH UMPQUA RIVER, TRIBUTARY OF UMPQUA RIVER AND STORED WATER FROM GALESVILLE RESERVOIR, CONSTRUCTED UNDER PERMIT R-9964

PURPOSE OR USE: PRIMARY IRRIGATION OF 40.0 ACRES AND SUPPLEMENTAL IRRIGATION OF 155.8 ACRES

MAXIMUM RATE/VOLUME ALLOWED: 0.50 CUBIC FOOT PER SECOND (CFS) FROM LIVE FLOW, AND 209.55 ACRE-FEET OF STORED WATER FROM GALESVILLE RESERVOIR PER YEAR; EXHIBIT A OF CONTRACT WITH DOUGLAS COUNTY FURTHER LIMITS THE LANDS TO SPECIFIC DUTY PER ACRE.

PERIOD OF USE: MARCH 1 THROUGH APRIL 30 FROM LIVE FLOW; MARCH 1 THROUGH OCTOBER 31, OR AS FURTHER LIMITED PER CONTRACT, FROM STORED WATER ONLY

DATE OF PRIORITY: JULY 12, 1994

POINT OF DIVERSION (POD) LOCATION: NE 1/4, NW 1/4 AND SW 1/4 NE 1/4, SECTION 4, TOWNSHIP 27 SOUTH, RANGE 6 WEST, W.M.; POD #1 - 810 FEET SOUTH & 2990 FEET WEST; POD #2 - 1890 FEET SOUTH AND 2410 FEET WEST, BOTH FROM THE NE CORNER OF SECTION 4, T27S, R6W, W.M.

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-EIGHTIETH of one cubic foot per second (or its equivalent) per acre and 2.5 acre-feet for each acre irrigated during the irrigation season of each year.

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THE PLACE OF USE IS LOCATED AS FOLLOWS:

	<u>PRIMARY</u>	<u>SUPPLEMENTAL</u>
NW 1/4 SE 1/4	1.2 ACRES	1.2 ACRES
SW 1/4 SE 1/4	14.4 ACRES	14.4 ACRES
NE 1/4 SW 1/4	7.6 ACRES	7.6 ACRES
NW 1/4 SW 1/4	0.3 ACRE	0.3 ACRE
SW 1/4 SW 1/4	0.7 ACRE	0.7 ACRE
SE 1/4 SW 1/4	15.8 ACRES	15.8 ACRES

SECTION 33

TOWNSHIP 26 SOUTH, RANGE 6 WEST, W.M.

PRIMARY IRRIGATION

NE 1/4 NW 1/4	0.3 ACRE
NW 1/4 NW 1/4	8.8 ACRES
SW 1/4 NW 1/4	24.0 ACRES
SE 1/4 NW 1/4	9.2 ACRES
NE 1/4 SW 1/4	0.2 ACRE
NW 1/4 SW 1/4	9.5 ACRES

SECTION 3

SW 1/4 NE 1/4	16.0 ACRES
SE 1/4 NE 1/4	24.0 ACRES
NE 1/4 SE 1/4	16.0 ACRES
NW 1/4 SE 1/4	7.8 ACRES

SECTION 4

TOWNSHIP 27 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 use of water under this right is subject to the terms and conditions of contract I-94-2 between Douglas County and the applicant dated July

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8, 1994, or a satisfactory replacement, a copy of which is to be maintained in the records of the Water Resources Department.

This right is limited to any deficiency in the available supply of any prior right existing for the same land.

The permittee shall install, maintain, and operate fish screening to prevent fish from entering the proposed diversion. 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.

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 September 30, 1996



Director, Water Resources Department

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Basin 16 Volume 3 & 3A S Umpqua River (Also Misc)
MGMT CODES 1BF, 1BW

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District 15