

STATE OF OREGON

COUNTY OF JACKSON

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

HERBERT PLUMHOFF
590 PARK DRIVE
SHADY COVE, OREGON 97539

(541) 878-7355

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

APPLICATION FILE NUMBER: S-77480

SOURCE OF WATER: LOST CREEK RESERVOIR (CONSTRUCTED UNDER PERMIT R-8142)
VIA THE ROGUE RIVER - TRIBUTARIES OF THE PACIFIC OCEAN

PURPOSE OR USE: IRRIGATION OF 0.9 ACRE

RATE/VOLUME: 3.6 ACRE-FEET PER YEAR OF STORED WATER FROM LOST CREEK
RESERVOIR

PERIOD OF ALLOWED USE: APRIL 1 THROUGH OCTOBER 31 PER BOR CONTRACT

DATE OF PRIORITY: MARCH 9, 1995

POINT OF DIVERSION LOCATION: SE 1/4 SE 1/4, SECTION 16, T 34 S, R 1 W,
W.M.; 390 FEET NORTH & 960 FEET WEST FROM SE CORNER, SECTION 16

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:

SE 1/4 SE 1/4 0.9 ACRE
SECTION 16
TOWNSHIP 34 SOUTH, RANGE 1 WEST, W.M.

Measurement recording and reporting conditions:

- A. The Director may require the permittee to install a meter or other suitable measuring device as approved by the Director. If the Director notifies the permittee to install a meter or other measuring device, the permittee shall install such device within the period stated in the notice. Such installation period shall not be less than 90 days unless special circumstances warrant a shorter installation period.

Application S-77480 Water Resources Department

PERMIT 52783

Once installed, the permittee shall maintain the meter or measuring device in good working order and shall allow the watermaster access to the meter or measuring device. The Director may provide an opportunity for the permittee to submit alternative measuring procedures for review and approval.

- B. 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 permit is subject to the terms and conditions of Water Service Contract No. 6-07-10-W1096 or a satisfactory replacement between the Bureau of Reclamation and the applicant. The contract is not yet completed. A copy of the completed contract must be on file with the Water Resources Department prior to the issuance of a permit.

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

The permittee shall not construct, operate or maintain any artificial obstruction to fish passage in the channel of the subject stream.

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.

