

STATE OF OREGON

COUNTY OF DOUGLAS

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

DOUGLAS COUNTY WATER RESOURCES  
ROOM 103 JUSTICE BLDG  
ROSEBURG, OREGON 97470

(541) 440-4255

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

APPLICATION FILE NUMBER: S-72336

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

PURPOSE OR USE: IRRIGATION OF 75.92 ACRES, SUPPLEMENTAL IRRIGATION OF  
179.18 ACRES, INDUSTRIAL USE AND MUNICIPAL USE FOR CITY OF RIDDLE

MAXIMUM RATE/VOLUME ALLOWED: COW CREEK - 1.101 CFS, BEING 0.031 CFS FOR  
IRRIGATION, 0.07 CFS FOR MUNICIPAL USE, 1.0 CFS FOR INDUSTRIAL USE;  
SOUTH UMPQUA RIVER - 0.922 CFS FOR IRRIGATION; GALESVILLE RESERVOIR  
(STORED WATER ONLY) - 488.18 ACRE-FEET, BEING 278.18 AF FOR SUPPLEMENTAL  
IRRIGATION, 10.0 AF FOR MUNICIPAL USE, 200.0 AF FOR INDUSTRIAL USE

PERIOD OF USE: APRIL 1 THROUGH APRIL 30 FOR IRRIGATION FROM COW CREEK;  
MARCH 1 THROUGH APRIL 30 FOR IRRIGATION FROM SOUTH UMPQUA RIVER; APRIL  
1 TO OCTOBER 1 FOR SUPPLEMENTAL IRRIGATION FROM STORED WATER WITHIN THE  
COW CREEK SUBBASIN; MARCH 1 THROUGH OCTOBER 31 FOR SUPPLEMENTAL  
IRRIGATION FROM STORED WATER WITHIN THE SOUTH UMPQUA BASIN (EXCLUDING  
THE COW CREEK SUBBASIN); JANUARY 1 THROUGH APRIL 30 FOR MUNICIPAL &  
INDUSTRIAL USE FROM COW CREEK; YEAR ROUND FOR MUNICIPAL AND INDUSTRIAL  
USE FROM STORED WATER

DATE OF PRIORITY: APRIL 20, 1992

POINT OF DIVERSION LOCATION:

GALESVILLE RESERVOIR: SW 1/4 NE 1/4, SECTION 28, T31S, R4W, W.M.  
2920 FEET NORTH & 2060 FEET WEST FROM THE SE CORNER OF SECTION 28

POINTS OF DIVERSION OF LIVE FLOW AND WITHDRAWAL OF STORED WATER:

**COW CREEK DIVERSIONS**

CONTRACT U&I 91-1: SW 1/4 NE 1/4, SECTION 24, T30S, R6W, W.M.; 1950  
FEET SOUTH AND 2630 FEET WEST FROM THE NE CORNER SECTION 24

CONTRACT U&I 91-2: SW 1/4 NE 1/4, SECTION 24, T30S, R6W, W.M.; 650  
FEET NORTH AND 1750 FEET WEST FROM THE E 1/4 CORNER OF SECTION 24

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CONTRACT I-91-5: NE 1/4 NW 1/4, SECTION 4, T32S, R4W, W.M.;  
1084 FEET SOUTH AND 383 FEET WEST FROM THE NORTH 1/4 CORNER OF  
SECTION 4

CONTRACT I-91-11: NW 1/4 NW 1/4, SECTION 32, T32S, R6W, W.M.; 1245  
FEET SOUTH AND 10 FEET EAST FROM THE NW CORNER OF SECTION 32

CONTRACT I-92-6: SE 1/4 SW 1/4, SECTION 20, T32S, R5W, W.M.; 1070  
FEET NORTH AND 1620 FEET EAST FROM THE SW CORNER OF SECTION 20

#### SOUTH UMPQUA RIVER DIVERSIONS

CONTRACT I-90-10: SW 1/4 SW 1/4, SECTION 13, T27S, R6W, W.M.; 230  
FEET NORTH FROM THE SE CORNER OF LOT 4 BLOCK 3 WHARTON ACRES

CONTRACT I-90-11: NW 1/4 SW 1/4, SECTION 25, T27S, R6W, W.M.; 2050  
FEET NORTH AND 1210 FEET EAST FROM THE SW CORNER OF SECTION 25

CONTRACT I-91-1: NW 1/4 SE 1/4, SECTION 18, T30S, R5W, W.M.; 2090  
FEET NORTH AND 310 FEET WEST FROM THE EAST 1/16 CORNER COMMON TO  
SECTION 18 AND SECTION 19

CONTRACT I-91-2: NW 1/4 SE 1/4, SECTION 22, T28S, R6W, W.M.; 3300  
FEET SOUTH AND 1450 FEET WEST FROM THE NE CORNER OF SECTION 22

CONTRACT I-91-3: SE 1/4 SE 1/4, SECTION 15, T28S, R6W, W.M.; 4710  
FEET SOUTH AND 900 FEET WEST FROM THE NE CORNER OF SECTION 15

CONTRACT I-91-4: NE 1/4 SW 1/4, SECTION 14, T27S, R6W, W.M.; 1920  
FEET NORTH AND 3270 FEET WEST FROM THE SE CORNER OF SECTION 14

CONTRACT I-91-6: NE 1/4 SW 1/4, SECTION 14, T27S, R6W, W.M.; 1910  
FEET NORTH AND 3260 FEET WEST FROM THE SE CORNER OF SECTION 14

CONTRACT I-91-7: SE 1/4 SE 1/4, SECTION 16, T27S, R6W, W.M.;  
1980 FEET SOUTH AND 360 FEET WEST FROM THE EAST 1/4 CORNER OF  
SECTION 16

CONTRACT I-91-8: NE 1/4 SW 1/4, SECTION 13, T27S, R6W, W.M.; 1500  
FEET NORTH AND 1850 FEET EAST FROM THE SW CORNER OF SECTION 13

CONTRACT I-91-9: NE 1/4 NE 1/4, SECTION 16, T28S, R6W, W.M.; 900  
FEET SOUTH AND 1050 FEET WEST FROM THE NE CORNER OF SECTION 16

CONTRACT I-91-10: NE 1/4 SE 1/4, SECTION 2, T29S, R6W, W.M.;  
2160 FEET NORTH AND 260 FEET EAST FROM THE SW CORNER OF J.A. CLARK  
DLC 40

CONTRACT I-91-12: NE 1/4 SW 1/4, SECTION 14, T27S, R6W, W.M.; 2290  
FEET NORTH AND 3460 FEET WEST FROM THE SE CORNER OF SECTION 14

CONTRACT I-92-1: SE 1/4 SE 1/4, SECTION 31, T26S, R6W, W.M.; 1030 FEET NORTH AND 80 FEET WEST FROM THE SE CORNER OF SECTION 31

CONTRACT I-92-3 #1: SW 1/4 SE 1/4, SECTION 34, T27S, R6W, W.M.; 150 FEET NORTH AND 540 FEET EAST FROM THE SOUTH 1/4 CORNER OF SECTION 34

CONTRACT I-92-3 #2: NE 1/4 NW 1/4, SECTION 3, T28S, R6W, W.M.; 110 FEET SOUTH AND 100 FEET WEST FROM THE NORTH 1/4 CORNER OF SECTION 3

CONTRACT I-92-3 #3: NE 1/4 NW 1/4, SECTION 3, T28S, R6W, W.M.; 440 FEET SOUTH AND 110 FEET WEST FROM THE NORTH 1/4 CORNER OF SECTION 3

CONTRACT IR-92-4: NW 1/4 NE 1/4, SECTION 28, T29S, R6W, W.M.; 140 FEET SOUTH AND 2290 FEET WEST FROM THE NE CORNER OF SECTION 28

CONTRACT I-92-5: SE 1/4 SE 1/4, SECTION 13, T27S, R6W, W.M.; 150 FEET SOUTH AND 450 FEET EAST FROM THE SE 1/16 CORNER OF SECTION 13

CONTRACT I-92-7: SW 1/4 NW 1/4, SECTION 14, T27S, R6W, W.M.; 220 FEET NORTH AND 360 FEET EAST FROM THE W 1/4 CORNER OF SECTION 14

CONTRACT I-92-8: NE 1/4 SW 1/4, SECTION 5, T27S, R6W, W.M.; 730 FEET SOUTH AND 3350 WEST FROM THE EAST 1/4 CORNER OF SECTION 5

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 from within the Cow Creek subbasin and ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre-feet within the remainder of the South Umpqua basin for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

**PRIMARY IRRIGATION FROM COW CREEK AND  
SUPPLEMENTAL IRRIGATION FROM GALESVILLE RESERVOIR  
WITHIN THE COW CREEK SUBBASIN:**

<u>CONTRACT</u>	<u>PRIMARY</u>	<u>SUPPLEMENTAL</u>
I-91-5	NE 1/4 NW 1/4 SECTION 4 TOWNSHIP 32 SOUTH, RANGE 4 WEST, W.M.	0.9 ACRE
I-91-11	NW 1/4 NW 1/4 SECTION 32 TOWNSHIP 32 SOUTH, RANGE 6 WEST, W.M.	0.99 ACRE

<u>CONTRACT</u>		<u>PRIMARY</u>	<u>SUPPLEMENTAL</u>
I-92-6	SE 1/4 NW 1/4	0.1 ACRE	2.9 ACRES
	NE 1/4 SW 1/4	1.1 ACRE	10.6 ACRES
	SE 1/4 SW 1/4		1.5 ACRE

## SECTION 20

TOWNSHIP 32 SOUTH, RANGE 5 WEST, W.M.

**PRIMARY IRRIGATION FROM SOUTH UMPQUA RIVER AND  
SUPPLEMENTAL IRRIGATION FROM GALESVILLE RESERVOIR  
WITHIN THE SOUTH UMPQUA RIVER BASIN:**

<u>CONTRACT</u>		<u>PRIMARY</u>	<u>SUPPLEMENTAL</u>
I-92-1	NW 1/4 SW 1/4	5.0 ACRES	5.0 ACRES
	SECTION 32		
	TOWNSHIP 26 SOUTH, RANGE 6 WEST, W.M.		
I-92-8	NE 1/4 SW 1/4		9.0 ACRES
	SE 1/4 SW 1/4		4.2 ACRES
	NW 1/4 SE 1/4		9.9 ACRES
	SW 1/4 SE 1/4		18.8 ACRES
	SECTION 5		
	TOWNSHIP 27 SOUTH, RANGE 6 WEST, W.M.		
I-90-10	SW 1/4 SW 1/4		0.36 ACRE
	SECTION 13		
	TOWNSHIP 27 SOUTH, RANGE 6 WEST, W.M.		
I-91-8	NE 1/4 SW 1/4	0.5 ACRE	0.5 ACRE
	SE 1/4 SW 1/4	0.2 ACRE	0.2 ACRE
	SECTION 13		
	TOWNSHIP 27 SOUTH, RANGE 6 WEST, W.M.		
I-92-5	SE 1/4 SE 1/4		0.3 ACRE
	SECTION 13		
	TOWNSHIP 27 SOUTH, RANGE 6 WEST, W.M.		
I-92-7	SW 1/4 NW 1/4		0.3 ACRE
	NW 1/4 SW 1/4		0.2 ACRE
	SECTION 14		
	TOWNSHIP 27 SOUTH, RANGE 6 WEST, W.M.		
I-91-4	NE 1/4 SW 1/4	0.8 ACRE	0.8 ACRE
	SECTION 14		
	TOWNSHIP 27 SOUTH, RANGE 6 WEST, W.M.		
I-91-6	NE 1/4 SW 1/4	1.0 ACRE	1.0 ACRE
	SECTION 14		
	TOWNSHIP 27 SOUTH, RANGE 6 WEST, W.M.		
I-91-12	NE 1/4 SW 1/4	0.4 ACRE	0.4 ACRE
	SECTION 14		
	TOWNSHIP 27 SOUTH, RANGE 6 WEST, W.M.		

<u>CONTRACT</u>	<u>PRIMARY</u>	<u>SUPPLEMENTAL</u>
I-91-7	NE 1/4 SE 1/4 13.5 ACRES NW 1/4 SE 1/4 2.0 ACRES SE 1/4 SE 1/4 11.4 ACRES SECTION 16	13.5 ACRES 2.0 ACRES 11.4 ACRES
I-90-11	NW 1/4 SW 1/4 0.5 ACRE SECTION 25	0.5 ACRE
I-92-3	SW 1/4 SE 1/4 0.6 ACRE SECTION 34 TOWNSHIP 27 SOUTH, RANGE 6 WEST, W.M.	7.9 ACRES
	NW 1/4 NE 1/4 0.9 ACRE NE 1/4 NW 1/4 SECTION 3 TOWNSHIP 28 SOUTH, RANGE 6 WEST, W.M.	6.0 ACRES 0.3 ACRE
I-91-3	NE 1/4 SE 1/4 SECTION 15 TOWNSHIP 28 SOUTH, RANGE 6 WEST, W.M.	2.6 ACRES
I-91-9	NE 1/4 NE 1/4 5.4 ACRES NW 1/4 NE 1/4 13.2 ACRES SECTION 16 TOWNSHIP 28 SOUTH, RANGE 6 WEST, W.M.	5.4 ACRES 13.2 ACRES
IR-92-4	SW 1/4 SE 1/4 9.0 ACRES SECTION 21 TOWNSHIP 28 SOUTH, RANGE 6 WEST, W.M.	9.0 ACRES
I-91-2	NW 1/4 SE 1/4 4.43 ACRES SECTION 22 TOWNSHIP 28 SOUTH, RANGE 6 WEST, W.M.	4.43 ACRES
I-91-10	NW 1/4 SW 1/4 SW 1/4 SW 1/4 SECTION 1	0.1 ACRE 1.4 ACRE
	SE 1/4 NE 1/4 NE 1/4 SE 1/4 SE 1/4 SE 1/4 SECTION 2 TOWNSHIP 29 SOUTH, RANGE 6 WEST, W.M.	4.6 ACRES 20.3 ACRES 4.0 ACRES
I-91-1	NW 1/4 SE 1/4 4.9 ACRES SECTION 18 TOWNSHIP 30 SOUTH, RANGE 5 WEST, W.M.	4.9 ACRES

U&I 91-2

**INDUSTRIAL USE**  
NW 1/4  
SW 1/4  
SECTION 13  
TOWNSHIP 30 SOUTH, RANGE 6 WEST, W.M.

U&I 91-1

**MUNICIPAL USE**  
WITHIN THE SERVICE AREA OF  
THE CITY OF RIDDLE

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.
- D. For the authorized points of diversion on Cow Creek and the South Umpqua River and the points of withdrawal for water released from Galesville Reservoir, where the amount of water authorized for diversion (withdrawal) is less than 0.10 cfs a measuring device shall not be required at this time.

For those points of withdrawal for water released from Galesville Reservoir where the water is being used as a supplemental supply on existing rights of record, a measuring device shall not be required at this time.

The Director may, in the future, 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. 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.

The use of water under this right is subject to the terms and conditions of contract No.s U&I 91-1, U&I 91-2, I-91-5, I-91-11, I-92-6, I-90-10, I-90-11, I-91-1, I-91-2, I-91-3, I-91-4, I-91-6, I-91-7, I-91-8, I-91-9, I-91-10, I-91-12, I-92-1, I-92-3, IR-92-4, I-92-5, I-92-7, and I-92-8 (or satisfactory replacements) between Douglas County and individual water users, and copies of which are on file 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.

At the points of diversion on Cow Creek and the South Umpqua River and at the points of withdrawal for water released from Galesville Reservoir 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 streams without providing a fishway to ensure adequate upstream and downstream passage for fish. The permittee is hereby directed to contact the Oregon Department of Fish and Wildlife Fish Passage 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.

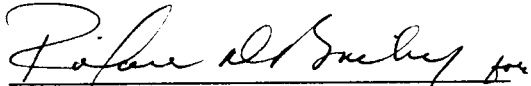
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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 October 30, 1996

  
Water Resources Department  
Director