

STATE OF OREGON

COUNTY OF DOUGLAS

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

DOUGLAS COUNTY WATER RESOURCES
ROOM 306 COURTHOUSE
ROSEBURG, OREGON 97470

(541) 440-4255

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

APPLICATION FILE NUMBER: S-73480

SOURCE OF WATER: GALESVILLE RESERVOIR, COW CREEK, AND SOUTH UMPQUA RIVER, TRIBUTARIES OF UMPQUA RIVER

PURPOSE OR USE: IRRIGATION OF 5.19 ACRES, SUPPLEMENTAL IRRIGATION OF 92.865 ACRES, INDUSTRIAL USE, AND QUASI-MUNICIPAL USES

MAXIMUM RATE/VOLUME ALLOWED: COW CREEK - 0.012 CUBIC FOOT PER SECOND (CFS) FOR IRRIGATION; SOUTH UMPQUA RIVER - 0.828 CFS, BEING 0.028 CFS FOR IRRIGATION AND 0.80 CFS FOR INDUSTRIAL USE; GALESVILLE RESERVOIR (STORED WATER ONLY) - 280.13 ACRE-FEET, BEING 90.13 ACRE-FEET FOR SUPPLEMENTAL IRRIGATION, 95.0 ACRE-FEET FOR QUASI-MUNICIPAL USE, AND 95.0 ACRE-FEET FOR INDUSTRIAL USE

PERIOD OF USE:

IRRIGATION FROM COW CREEK - APRIL 1 THROUGH APRIL 30

IRRIGATION FROM SOUTH UMPQUA RIVER - MARCH 1 THROUGH APRIL 30

SUPPLEMENTAL IRRIGATION FROM STORED WATER WITHIN THE COW CREEK SUBBASIN - APRIL 1 TO OCTOBER 1

SUPPLEMENTAL IRRIGATION FROM STORED WATER WITHIN THE SOUTH UMPQUA BASIN (EXCLUDING THE COW CREEK SUBBASIN) - MARCH 1 THROUGH OCTOBER 31

QUASI-MUNICIPAL USE FROM COW CREEK - JANUARY 1 THROUGH APRIL 30

INDUSTRIAL USE FROM SOUTH UMPQUA - DECEMBER 1 THROUGH APRIL 30

QUASI-MUNICIPAL AND INDUSTRIAL USE FROM STORED WATER - YEAR ROUND

DATE OF PRIORITY: JULY 14, 1993

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POINT OF DIVERSION LOCATION:

GALESVILLE RESERVOIR: NE 1/4 NW 1/4, SECTION 7, 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 I-92-12: NE 1/4 NW 1/4, SECTION 7, T32S, R4W, W.M.; 1230
FEET SOUTH & 1205 FEET WEST FROM THE N 1/4 CORNER OF SECTION 7

CONTRACT I-92-15: SW 1/4 NE 1/4, SECTION 24, T30S, R6W, W.M.; 750
FEET NORTH & 450 FEET EAST FROM THE SE CORNER OF DLC #47

CONTRACT I-92-16: NE 1/4 NE 1/4, SECTION 3, T33S, R7W, W.M.; 640
FEET SOUTH & 820 FEET WEST FROM THE NE CORNER OF SECTION 3

CONTRACT I-92-19: NE 1/4 NE 1/4, SECTION 32, T30S, R6W, W.M.; 1420
FEET NORTH & 250 FEET WEST FROM THE E 1/4 CORNER OF SECTION 32

CONTRACT I-92-22: SW 1/4 SE 1/4 SECTION 27, T30S, R6W, W.M.; 350
FEET NORTH & 90 FEET EAST FROM THE S 1/4 CORNER OF SECTION 27

CONTRACT I-92-23: SE 1/4 NW 1/4, SECTION 24, T30S, R6W, W.M.; 370
FEET NORTH & 890 FEET WEST FROM THE SE CORNER OF DLC 47

CONTRACT I-94-21: SW 1/4 NE 1/4, SECTION 24, T30S, R6W, W.M.; 569
FEET NORTH & 2492 FEET WEST FROM THE E 1/4 CORNER OF SECTION 24

SOUTH UMPQUA RIVER DIVERSIONS

CONTRACT I-92-2: SE 1/4 NE 1/4, SECTION 6, T30S, R5W, W.M.; 760
FEET NORTH & 780 FEET WEST FROM THE E 1/4 CORNER OF SECTION 6

CONTRACT I-92-10: NW 1/4 NW 1/4, SECTION 19, T27S, R5W, W.M.; 120
FEET SOUTH AND 910 FEET WEST FROM THE SW CORNER OF PERRY DLC #38

CONTRACT I-92-11: SW 1/4 NE 1/4, SECTION 16, T27S, R6W, W.M.; 1870
FEET SOUTH & 780 FEET EAST FROM THE N 1/4 CORNER OF SECTION 16

CONTRACT I-92-13: SE 1/4 SE 1/4 SECTION 16, T27S, R6W, W.M.; 700
FEET NORTH & 950 FEET WEST FROM THE SE CORNER OF SECTION 16

CONTRACT I-92-14: NW 1/4 SE 1/4, SECTION 16, T27S, R6W, W.M.; 1380
FEET NORTH & 1570 FEET WEST FROM THE SE 1/4 CORNER OF SECTION 16

CONTRACT I-92-18: NW 1/4 SE 1/4, SECTION 19, T30S, R5W, W.M.; SOUTH
38° 39' EAST 618.6 FEET FROM THE CENTER OF SECTION 19

CONTRACT I-92-20: NW 1/4 SE 1/4 SECTION 22, T28S, R6W, W.M.; 710
FEET SOUTH & 1120 FEET EAST FROM THE CENTER OF SECTION 22

CONTRACT I-92-21 #1: SE 1/4 SE 1/4, SECTION 32, T26S, R6W, W.M.;
620 FEET NORTH & 20 FEET WEST FROM THE SE CORNER OF SECTION 32

CONTRACT I-92-21 #2: SW 1/4 SW 1/4, SECTION 32, T26S, R6W, W.M.;
2300 FEET SOUTH & 850 FEET EAST FROM THE W 1/4 CORNER OF SECTION 32

CONTRACT I-92-24: SE 1/4 SE 1/4 SECTION 14, T27S, R6W, W.M.; 950
FEET NORTH & 190 FEET WEST FROM THE SE CORNER OF SECTION 14

CONTRACT I-92-24: NE 1/4 NE 1/4 SECTION 24, T27S, R6W, W.M.; 1030
FEET SOUTH & 330 FEET WEST FROM THE NE CORNER OF SECTION 24

CONTRACT U&I-92-1: SE 1/4 SE 1/4 SECTION 35, T28S, R6W, W.M.; 170
FEET NORTH & 1120 FEET WEST FROM THE SE CORNER OF SECTION 35

CONTRACT U&I-92-2: NW 1/4 NE 1/4, SECTION 5, T30S, R5W, W.M.; SOUTH
69° 20' WEST 2383 FEET FROM THE NE 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 South Umpqua basin for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED WITHIN:

**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-92-12	NE 1/4 NW 1/4 SE 1/4 NW 1/4 SECTION 7 TOWNSHIP 32 SOUTH, RANGE 4 WEST, W.M.	0.5 ACRE 0.2 ACRE
I-92-15	SW 1/4 NE 1/4 SECTION 24 TOWNSHIP 30 SOUTH, RANGE 6 WEST, W.M.	0.8 ACRES
I-92-16	NE 1/4 NE 1/4 SECTION 3 TOWNSHIP 33 SOUTH, RANGE 7 WEST, W.M.	10.8 ACRES

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I-92-19	NE 1/4 NE 1/4 SE 1/4 NE 1/4 SECTION 32	0.2 ACRE 4.6 ACRES
	NW 1/4 NW 1/4 SW 1/4 NW 1/4 SECTION 33 TOWNSHIP 30 SOUTH, RANGE 6 WEST, W.M.	0.6 ACRE 8.8 ACRES
I-92-22	SW 1/4 SE 1/4 SECTION 27 TOWNSHIP 30 SOUTH, RANGE 6 WEST, W.M.	2.0 ACRES
I-92-23	SW 1/4 NW 1/4 SE 1/4 NW 1/4 SECTION 24 TOWNSHIP 30 SOUTH, RANGE 6 WEST, W.M.	1.0 ACRE 5.6 ACRES
I-94-21	SW 1/4 NE 1/4 SECTION 24 TOWNSHIP 30 SOUTH, RANGE 6 WEST, W.M.	0.99 ACRE 0.99 ACRE

**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-92-2	SE 1/4 SE 1/4 SECTION 31	1.7 ACRES
	SW 1/4 SW 1/4 SECTION 32 TOWNSHIP 29 SOUTH, RANGE 5 WEST, W.M.	0.1 ACRE
	NE 1/4 NE 1/4 SECTION 6 TOWNSHIP 30 SOUTH, RANGE 5 WEST, W.M.	0.2 ACRE
I-92-10	NW 1/4 NW 1/4 SECTION 19 TOWNSHIP 27 SOUTH, RANGE 5 WEST, W.M.	0.2 ACRE
I-92-11	SW 1/4 NE 1/4 SECTION 16 TOWNSHIP 27 SOUTH, RANGE 6 WEST, W.M.	2.0 ACRES
I-92-13	SW 1/4 SE 1/4 SE 1/4 SE 1/4 SECTION 16 TOWNSHIP 27 SOUTH, RANGE 6 WEST, W.M.	0.17 ACRE 3.305 ACRES

I-92-14	NE 1/4 SE 1/4	2.0 ACRES	2.0	ACRES
	SECTION 16			
	TOWNSHIP 27 SOUTH, RANGE 6 WEST, W.M.			
I-92-18	NW 1/4 SE 1/4		1.5	ACRES
	SECTION 19			
	TOWNSHIP 30 SOUTH, RANGE 5 WEST, W.M.			
I-92-20	NW 1/4 SE 1/4		3.8	ACRES
	SECTION 22			
	TOWNSHIP 28 SOUTH, RANGE 6 WEST, W.M.			
I-92-21	SE 1/4 SW 1/4		4.5	ACRES
	NW 1/4 SE 1/4		0.5	ACRE
	SW 1/4 SE 1/4		8.6	ACRES
	SECTION 32			
	TOWNSHIP 26 SOUTH, RANGE 6 WEST, W.M.			
	NW 1/4 NE 1/4		7.1	ACRES
	NE 1/4 NW 1/4		9.0	ACRES
	NW 1/4 NW 1/4		3.2	ACRES
	SECTION 5			
	TOWNSHIP 27 SOUTH, RANGE 6 WEST, W.M.			
I-92-24	SW 1/4 SW 1/4		3.3	ACRES
	SECTION 13			
	SE 1/4 SE 1/4		3.7	ACRES
	SECTION 14			
	TOWNSHIP 27 SOUTH, RANGE 6 WEST, W.M.			
	NE 1/4 NE 1/4		1.6	ACRES
	SE 1/4 NE 1/4		0.3	ACRE
	SECTION 24			
	TOWNSHIP 27 SOUTH, RANGE 6 WEST, W.M.			
	<u>INDUSTRIAL USE</u>			
U&I-92-1	SE 1/4 SE 1/4			
	SECTION 35			
	TOWNSHIP 28 SOUTH, RANGE 6 WEST, W.M.			
	NE 1/4 NE 1/4			
	SECTION 2			
	TOWNSHIP 29 SOUTH, RANGE 6 WEST, W.M.			

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CONTRACT
U&I-92-2

QUASI-MUNICIPAL USE

SW 1/4 NW 1/4
NW 1/4 SW 1/4
SW 1/4 SW 1/4
SECTION 27

SW 1/4 NE 1/4
SE 1/4 NE 1/4

NE 1/4 SW 1/4
SE 1/4 SW 1/4
SE 1/4
SECTION 28

SE 1/4 NE 1/4
NE 1/4 SE 1/4
SE 1/4 SE 1/4
SECTION 32

NE 1/4
NW 1/4
SW 1/4
SE 1/4
SECTION 33

NW 1/4 NW 1/4
SW 1/4 NW 1/4
SECTION 34

TOWNSHIP 29 SOUTH, RANGE 5 WEST, W.M.

NW 1/4
NE 1/4 SW 1/4
NW 1/4 SW 1/4
SECTION 4

NE 1/4
SW 1/4 NW 1/4
SE 1/4 NW 1/4
SW 1/4
NE 1/4 SE 1/4
NW 1/4 SE 1/4
SECTION 5

SE 1/4 SW 1/4
SE 1/4
SECTION 6

NE 1/4
NW 1/4
SW 1/4
SE 1/4
SECTION 7

NW 1/4 NW 1/4
SW 1/4 NW 1/4
NW 1/4 SW 1/4

SECTION 8

TOWNSHIP 30 SOUTH, RANGE 5 WEST, W.M.

SE 1/4 NE 1/4
NE 1/4 SE 1/4

SECTION 12

TOWNSHIP 30 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.
- 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 92-1, I-92-2, I-92-10, I-92-11, I-92-12, I-92-13, I-92-14, I-92-15, I-92-16, I-92-18, I-92-19, I-92-20, I-92-21, I-92-22, I-92-23, I-92-24, and I-94-21 (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