

STATE OF OREGON

COUNTY OF KLAMATH

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

U.S. WINEMA NATIONAL FOREST
P.O. BOX 1390
KLAMATH FALLS, OREGON 97601

PHONE: (541) 883-6714

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: S-66596

SOURCE OF WATER: SELLERS CREEK, A TRIBUTARY OF SELLERS MARSH IN THE FORT ROCK BASIN

PURPOSE OR USE: AGRICULTURAL USE (ROAD CONSTRUCTION, MAINTENANCE AND DUST ABATEMENT)

MAXIMUM RATE/VOLUME ALLOWED: 1.0 CUBIC FOOT PER SECOND, NOT TO EXCEED 5.0 ACRE-FEET PER YEAR

PERIOD OF USE: YEAR ROUND

DATE OF PRIORITY: SEPTEMBER 21, 1983

POINT OF DIVERSION LOCATION: SW 1/4 NE 1/4, SECTION 36, T25S, R9E, W.M.; 2400 FEET SOUTH AND 1700 FEET WEST FROM THE NE CORNER OF SECTION 36

THE PLACE OF USE IS LOCATED AS FOLLOWS:

ALL
SECTION 24
ALL
SECTION 25
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SECTION 26
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SECTION 27
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SECTION 34
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SECTION 35
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SECTION 36
TOWNSHIP 25 SOUTH, RANGE 9 EAST, W.M.
ALL
SECTION 13
ALL
SECTION 14

Application S-66596 Water Resources Department

PERMIT 53036

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SECTION 15
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SECTION 16
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SECTION 17
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SECTION 28
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SECTION 29
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SECTION 30
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SECTION 31
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SECTION 32
TOWNSHIP 25 SOUTH, RANGE 10 EAST, W.M.
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SECTION 1
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SECTION 2
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SECTION 3
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SECTION 10
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SECTION 11
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SECTION 12
TOWNSHIP 26 SOUTH, RANGE 9 EAST, W.M.
ALL
SECTION 5

ALL
SECTION 6
ALL
SECTION 7
ALL
SECTION 8
TOWNSHIP 26 SOUTH, RANGE 10 EAST, 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.

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.

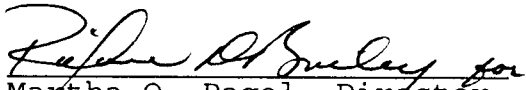
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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 December 18, 1996


Martha O. Pagel, Director
Water Resources Department