

STATE OF OREGON

COUNTY OF JACKSON

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

U.S. BUREAU OF LAND MANAGEMENT  
3040 BIDDLE RD  
MEDFORD, OREGON 97504

(541) 770-2200

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

APPLICATION FILE NUMBER: S-79235

SOURCE OF WATER: TWO UNNAMED STREAMS, TRIBUTARIES OF SODA CREEK

PURPOSE OR USE: LIVESTOCK USE, WILDLIFE USE, INDUSTRIAL USE

MAXIMUM RATE/VOLUME ALLOWED: 0.0402 CUBIC FOOT PER SECOND (CFS), BEING 0.0241 CFS FROM UNNAMED STREAM 1 (0.001 CFS FOR LIVESTOCK, 0.0001 CFS FOR WILDLIFE, AND 0.023 CFS FOR INDUSTRIAL) AND 0.0161 CFS FROM UNNAMED STREAM 2 (0.001 CFS FOR LIVESTOCK, 0.0001 CFS FOR WILDLIFE, AND 0.015 CFS FOR INDUSTRIAL)

PERIOD OF USE: NOVEMBER 1 THROUGH MAY 31

DATE OF PRIORITY: DECEMBER 29, 1994

POINT OF DIVERSION LOCATION: SW 1/4 SW 1/4, SE 1/4 SE 1/4, SECTION 7, T39S, R4E, W.M.; UNNAMED STREAM 1 - 45 FEET NORTH AND 900 FEET EAST, UNNAMED STREAM 2 - 710 FEET NORTH AND 4380 FEET EAST, BOTH FROM THE ~~SE~~ SW CORNER OF SECTION 7

THE PLACE OF USE IS LOCATED AS FOLLOWS:

ALL  
SECTION 7  
TOWNSHIP 39 SOUTH, RANGE 4 EAST, 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. 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.

#### 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, 1999. The reservoirs shall be filled and complete application of water shall be made on or before October 1, 2000.

Issued January 15, 1997

  
Martha O. Pagel, Director  
Water Resources Department