

STATE OF OREGON

COUNTY OF KLAMATH

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

RAYMOND J. DRISCOLL  
HC 30, BOX 138G  
CHILOQUIN, OREGON 97624

PHONE: (541) 783-2450

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

APPLICATION FILE NUMBER: S-69829

SOURCE OF WATER: AGENCY SPRING, TRIBUTARY TO AGENCY CREEK

PURPOSE OR USE: INDUSTRIAL USE (DRINKING WATER)

RATE OF USE: 0.334 CUBIC FOOT PER SECOND (150 GPM)

PERIOD OF ALLOWED USE: YEAR ROUND

DATE OF PRIORITY: FEBRUARY 1, 1989

POINT OF DIVERSION LOCATION: SW 1/4 SW 1/4, SECTION 18, T34S, R7E, W.M.; 1309 FEET NORTH 45 DEGREES 41 MINUTES AND 43 SECONDS EAST FROM SW CORNER, SECTION 18

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SW 1/4 SW 1/4  
SECTION 18  
TOWNSHIP 34 SOUTH, RANGE 7 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

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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.

Use of water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

#### 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.

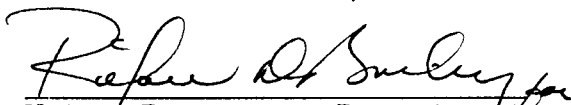
The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

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.

*B+C date ext to 10-1-05*

Issued *December 26*, 1996

  
Water Resources Department  
Director

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Basin 14                      Volume 2 Crooked Creek & Misc.

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