

STATE OF OREGON

COUNTY OF DOUGLAS

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

MICHAEL W AND DOROTHY F HOLLEMON  
FO BOX 33  
CURTIN, OREGON 97428

(541) 942-5305

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

APPLICATION FILE NUMBER: S-71365

SOURCE OF WATER: A SPRING AND BEAR CREEK, TRIBUTARIES OF PASS CREEK

PURPOSE OR USE: DOMESTIC USE FOR ONE HOUSEHOLD AND IRRIGATION OF 4.3 ACRES, BEING IRRIGATION OF 3.7 ACRES AND SUPPLEMENTAL IRRIGATION OF 0.6 ACRE

MAXIMUM RATE/VOLUME ALLOWED: 0.058 CUBIC FOOT PER SECOND (CFS), BEING 0.004 CFS FROM A SPRING FOR DOMESTIC USE; AND 0.054 CFS FROM BEAR CREEK FOR IRRIGATION, BEING 0.046 CFS FOR IRRIGATION OF 3.7 ACRES AND 0.008 CFS FOR SUPPLEMENTAL IRRIGATION OF 0.6 ACRE TO MAKE UP DEFICIENCY IN RATE UNDER CERTIFICATE 21259.

PERIOD OF USE: YEAR ROUND FROM THE SPRING FOR DOMESTIC USE; MARCH 1 THROUGH APRIL 30 FROM BEAR CREEK FOR IRRIGATION

DATE OF PRIORITY: MARCH 15, 1991

POINT OF DIVERSION (POD) LOCATIONS: SW 1/4 NE 1/4, NW 1/4 SE 1/4, SECTION 29, T21S, R4W, W.M.; POD 1 (SPRING) - 70 FEET SOUTH AND 610 FEET EAST, POD 2 (BEAR CREEK) - 1160 FEET NORTH AND 360 FEET EAST, BOTH FROM THE C 1/4 CORNER OF SECTION 29

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-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

	<u>PRIMARY</u>	<u>SUPPLEMENTAL</u>
SW 1/4 NE 1/4	3.7 ACRES	0.6 ACRE
	SECTION 29	
	TOWNSHIP 21 SOUTH, RANGE 4 WEST, 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.

The permittee shall install, maintain, and operate fish screening to prevent fish from entering the proposed diversion. The permittee shall also install a fishway at the obstruction that will provide adequate upstream and downstream passage for fish. The required screens and fishways are to be in place, functional, and approved by Oregon Department of Fish and Wildlife before diversion of any water.

This right is limited to any deficiency in the available supply of any prior right existing for the same land.

The use of water allowed herein from the spring for Domestic Use for one household may be made only at times when waters from the spring would not otherwise flow into a tributary of Bear Creek or sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

**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.

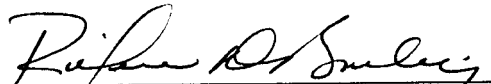
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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 March 12, 1997



Martha O. Pagel, Director  
Water Resources Department