

STATE OF OREGON

COUNTY OF JACKSON

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

KENNETH PAYZANT  
331 RENE DRIVE  
SHADY COVE, OREGON 97539

(541)878-4627

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

APPLICATION FILE NUMBER: S-80700

SOURCE OF WATER: LOST CREEK RESERVOIR, CONSTRUCTED UNDER PERMIT R-8142,  
A TRIBUTARY OF ROGUE RIVER

PURPOSE OR USE: IRRIGATION OF 1.3 ACRES FROM STORED WATER ONLY

MAXIMUM RATE/VOLUME ALLOWED: 3.9 ACRE-FEET PER YEAR AS LIMITED BY BUREAU  
OF RECLAMATION CONTRACT

PERIOD OF USE: APRIL 1 THROUGH OCTOBER 31 OR AS MAY BE FURTHER LIMITED  
BY BUREAU OF RECLAMATION CONTRACT

DATE OF PRIORITY: DECEMBER 8, 1995

POINT OF DIVERSION LOCATION: NW 1/4 SE 1/4, SECTION 26, T33S, R1E, W.M.,  
NW 1/4 SE 1/4, SECTION 21, T34S, R1W, W.M.; LOST CREEK RESERVOIR - 2000  
FEET SOUTH AND 1700 FEET EAST FROM THE NW CORNER OF SECTION 26; ROGUE  
RIVER - 400 FEET SOUTH AND 1100 FEET EAST FROM THE C 1/4 CORNER OF  
SECTION 21

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 4.5 acre-feet for each acre irrigated during the irrigation  
season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

NW 1/4 SE 1/4 1.3 ACRES  
SECTION 21  
TOWNSHIP 34 SOUTH, RANGE 1 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

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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.

The use of water under this right is subject to the terms and conditions of contract No. 7-07-10-W1154, or a satisfactory replacement, between the Bureau of Reclamation and the applicant, a copy of which is on file in the records of the Water Resources Department.

#### 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.

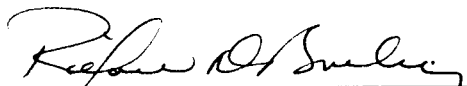
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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. Complete application of water to the use shall be made on or before October 1, 2001.

Issued June 18, 1997



for Martha O. Pagel, Director  
Water Resources Department

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JKS MGMT CODES 1BF, 1BW

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