

STATE OF OREGON

COUNTY OF JOSEPHINE

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

RICK ROHAN
511 DONET LANE
MERLIN, OREGON 97532

PHONE: (541) 476-7004

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

APPLICATION FILE NUMBER: S-80987

SOURCES OF WATER: AN UNNAMED SPRING TRIBUTARY TO MADAMS CREEK WITHIN THE ROGUE BASIN, AN UNNAMED RESERVOIR, TO BE CONSTRUCTED UNDER PERMIT R-12321 TRIBUTARY TO MADAMS CREEK, WITHIN THE ROGUE BASIN

PURPOSE OR USE: UNNAMED SPRING FOR HUMAN CONSUMPTION; UNNAMED RESERVOIR FOR IRRIGATION OF 0.5 ACRE

MAXIMUM RATE/VOLUME ALLOWED: 0.005 CUBIC FEET PER SECOND FOR HUMAN CONSUMPTION; 2.25 ACRE-FEET OF STORED WATER FOR IRRIGATION

PERIOD OF USE: YEAR-ROUND FOR HUMAN CONSUMPTION; APRIL 1 THROUGH OCTOBER 31 FOR IRRIGATION

DATE OF PRIORITY: FEBRUARY 26, 1996

POINT OF DIVERSION LOCATION: NE 1/4 SW 1/4, SECTION 25, T36S, R7W, W.M.; UNNAMED SPRING - 1260 FEET SOUTH AND 95 FEET WEST; UNNAMED RES. - 1000 FEET SOUTH & 850 FEET WEST, BOTH FROM CENTER, SECTION 25.

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

THE PLACE OF USE IS LOCATED AS FOLLOWS:

NE 1/4 SW 1/4 0.5 ACRE AND HUMAN CONSUMPTION
SECTION 25
TOWNSHIP 36 SOUTH, RANGE 7 WEST, 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, shall keep a complete record of the amount of water used each month and shall submit a report which

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includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water use information, including the place and nature of use of water under the permit.

- 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.

The permittee may be required in the future to install, maintain, and operate fish screening and by-pass devices as required by the Oregon Department of Fish and Wildlife to prevent fish from entering the proposed diversion.

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

Issued November 12, 1997 "C" Ext. to: 10-1-2002

Rafael A. Smiley
Water Resources Department
Director

Basin 15 Volume 4A Madams Creek & Misc. District 14
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