

STATE OF OREGON

COUNTY OF DOUGLAS

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

J. GERALD & DORIS L. BACON
10176 GARDEN VALLEY RD
ROSEBURG, OREGON 97470 -9658

(541)459-2864

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

APPLICATION FILE NUMBER: S-83392

SOURCE OF WATER: UMPQUA RIVER AND GALESVILLE RESERVOIR, TRIBUTARIES OF
PACIFIC OCEAN

PURPOSE OR USE: IRRIGATION OF 18.0 ACRES

MAXIMUM RATE/VOLUME ALLOWED: 0.225 CUBIC FOOT PER SECOND AND 40.14 ACRE-
FEET OF STORED WATER ONLY

PERIOD OF USE: MARCH 1 THROUGH JULY 31 FROM UMPQUA RIVER AND MARCH 1
THROUGH OCTOBER 31 FROM GALESVILLE RESERVOIR

DATE OF PRIORITY: May 14, 1997

POINT OF DIVERSION LOCATION: SW 1/4 NE 1/4, SE 1/4 NE 1/4, SECTION 7, SE
1/4 NW 1/4, SECTION 18, T26S, R6W, W.M.; 3770 FEET NORTH AND 300 FEET
WEST; 3200 FEET NORTH AND 1780 FEET WEST; 3050 FEET NORTH AND 2120 FEET
WEST; 1400 FEET SOUTH AND 3050 FEET WEST ALL FROM SE CORNER, SECTION 7

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:

NE 1/4 SE 1/4 11.6 ACRES

SW 1/4 SE 1/4 0.9 ACRES

SE 1/4 SE 1/4 4.9 ACRES

SECTION 7

NW 1/4 SW 1/4 0.6 ACRES

SECTION 8

TOWNSHIP 26 SOUTH, RANGE 6 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.

- 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 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 use of water may be regulated if irrigation causes overland return flows.

The permittee shall 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. The required screen is to be in place and functional prior to diversion of any water.

The use of water under this right is subject to the terms and conditions of contract No. I-98-1, or a satisfactory replacement, between Douglas County 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, 2002. Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner (CWRE).

Issued March 31, 1998



Martha O. Pagel, Director
Water Resources Department