

STATE OF OREGON

COUNTY OF DOUGLAS

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

RAYMOND W. GIBBY
670 FRONTIER LANE
ROSEBURG, OREGON 97470

PHONE: (541) 592-4337

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

APPLICATION FILE NUMBER: S-81591

SOURCE OF WATER: UMPQUA RIVER AND GALESVILLE RESERVOIR CONSTRUCTED UNDER PERMIT R-9964, TRIBUTARIES OF THE PACIFIC OCEAN

PURPOSE OR USE: IRRIGATION OF 20.0 ACRES

MAXIMUM VOLUME ALLOWED: 0.25 CUBIC FOOT PER SECOND AND 44.6 ACRE-FEET PER YEAR OF STORED WATER ONLY

PERIOD OF USE: MARCH 1 THROUGH JULY 31 FROM THE UMPQUA RIVER AND MARCH 1 THROUGH OCTOBER 31 FROM STORED WATER ONLY

DATE OF PRIORITY: OCTOBER 3, 1996

POINT OF DIVERSION LOCATION: NE 1/4 NW 1/4, SECTION 18, T26S, R6W, W.M.; 1030 FEET SOUTH AND 400 FEET WEST FROM THE N1/4 CORNER SECTION 18

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SW 1/4 SW 1/4 2.5 ACRES
SE 1/4 SW 1/4 17.5 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 under this right is subject to the terms and conditions of contract No. I-99-1, 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.

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.

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.

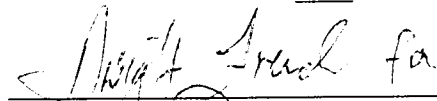
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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 by August 3, 1999. Complete application of the water to the use shall be made on or before October 1, 2003. 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 October 28, 1998



Water Resources Department
Martha Pagel, Director

Application S-81591
Basin 16
LKS

Water Resources Department
Volume 1 UMPQUA RIVER & MISC
MGMT.CODE 1BF 1BW

PERMIT 53486
District 15