

STATE OF OREGON

COUNTY OF JACKSON

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

U.S. DEPT OF THE INTERIOR; BUREAU OF LAND MANAGEMENT
3040 BIDDLE ROAD
MEDFORD, OREGON 97504

(541) 770-2200

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

APPLICATION FILE NUMBER: S-83933

SOURCE OF WATER: CABIN 90 #2 RESERVOIR, CONSTRUCTED UNDER PERMIT R-12655, AND UNNAMED STREAM, TRIBUTARIES TO SOUTH FORK KEENE CREEK

PURPOSE OR USE: FOREST AND RANGE MANAGEMENT

MAXIMUM RATE/VOLUME ALLOWED: 0.03 ACRE-FOOT FROM STORED WATER AND 0.0351 CUBIC FOOT PER SECOND FROM UNNAMED STREAM

PERIOD OF USE: APRIL 1 THROUGH JUNE 30 AND SEPTEMBER 1 THROUGH NOVEMBER 30 FROM LIVE FLOW AND APRIL 1 THROUGH NOVEMBER 30 FROM STORED WATER

DATE OF PRIORITY: AUGUST 31, 1998

POINT OF DIVERSION LOCATION: NE 1/4 NW 1/4, SECTION 21, T40S, R3E, W.M.; 350 FEET SOUTH AND 1020 FEET WEST FROM THE N1/4 CORNER SECTION 21

THE PLACE OF USE IS LOCATED AS FOLLOWS:

NE 1/4 NW 1/4
SECTION 21
TOWNSHIP 40 SOUTH, RANGE 3 EAST, 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.

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.

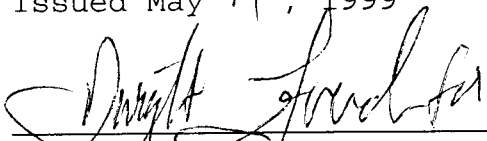
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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 May 14, 2000. Complete application of 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).interest.

Issued May 14, 1999



Martha O. Pagel, Director
Water Resources Department