

STATE OF OREGON

COUNTY OF DOUGLAS

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

MARSHALL R. WAGSTAFF
3443 W SHERWOOD AVENUE
ROSEBURG, OREGON 97470

PHONE: (541) 672-3168

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

APPLICATION FILE NUMBER: S-83889

SOURCE OF WATER: SOUTH UMPQUA RIVER, A TRIBUTARY OF THE UMPQUA RIVER,
AND GALESVILLE RESERVOIR, CONSTRUCTED UNDER PERMIT R-9964, TRIBUTARY TO
THE SOUTH UMPQUA RIVER

PURPOSE OR USE: IRRIGATION OF 1.86 ACRES

MAXIMUM RATE/VOLUME ALLOWED: 0.023 CUBIC FOOT PER SECOND FROM THE SOUTH
UMPQUA RIVER AND 4.15 ACRE-FEET FROM GALESVILLE RESERVOIR

PERIOD OF USE: SOUTH UMPQUA RIVER: MARCH 1 THROUGH JUNE 30; GALESVILLE
RESERVOIR: MARCH 1 THROUGH OCTOBER 31, OR AS FURTHER LIMITED BY CONTRACT

DATE OF PRIORITY: AUGUST 4, 1998

POINT OF DIVERSION LOCATION: SW 1/4 SE 1/4, SECTION 15, T27S, R6W, W.M.;
1075 FEET NORTH & 1225 FEET EAST FROM S1/4 CORNER, SECTION 15

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:

SW 1/4 SE 1/4 0.29 ACRE
SE 1/4 SE 1/4 1.57 ACRE
SECTION 15
TOWNSHIP 27 SOUTH, RANGE 6 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 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 not construct, operate or maintain any dam or artificial obstruction to fish passage in the channel of the subject stream unless a fishway is provided. The applicant is hereby directed to contact a ODFW Fish Passage Program coordinator, Portland, Oregon, before beginning construction of any in-channel obstruction.

The permittee shall install, maintain, and operate fish screening, with 3/32 inch mesh, and by-pass devices as required by the Oregon Department of Fish and Wildlife to prevent fish from entering the proposed diversion. The required screens and by-pass devices are to be in place, functional and approved by an ODFW representative prior to diversion of any water.

There shall be no overland flow due to excessive irrigation.

The use of water under this right is subject to the terms and conditions of contract No. 1-98-3, 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 by April 2, 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).

Issued May 28, 1999


Martha O. Pagel, Director
Water Resources Department

Application S-83889 Water Resources Department
Basin 16 Volume 3 S UMPQUA R
RWK MGMT.CODE 1BF 1BW

PERMIT 53571
District 15