

STATE OF OREGON

COUNTY OF DOUGLAS

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

EDGAR AND BETH CHEVALIER
P.O. BOX 35
TILLER, OREGON 97484

PHONE: (541)825-3709

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

APPLICATION FILE NUMBER: S-83915

SOURCE OF WATER: AN UNNAMED SPRING, TRIBUTARY TO THE SOUTH UMPQUA RIVER

PURPOSE OR USE: DOMESTIC USE FOR ONE HOUSEHOLD INCLUDING IRRIGATION OF LAWN AND NON-COMMERCIAL GARDEN NOT TO EXCEED $\frac{1}{2}$ ACRE IN AREA; FURTHER LIMITED TO HUMAN CONSUMPTION USE ONLY DURING THE PERIOD LISTED BELOW

MAXIMUM RATE ALLOWED: 0.01 CUBIC FOOT PER SECOND (CFS); FURTHER LIMITED TO 0.005 CFS FOR HUMAN CONSUMPTION USE DURING THE PERIOD LISTED BELOW

PERIOD OF USE: DECEMBER 1 THROUGH JUNE 30 FOR DOMESTIC USE INCLUDING IRRIGATION OF LAWN AND NON-COMMERCIAL GARDEN NOT TO EXCEED $\frac{1}{2}$ ACRE IN AREA; FURTHER LIMITED TO 0.005 CFS FROM JULY 1 THROUGH NOVEMBER 30 FOR HUMAN CONSUMPTION

DATE OF PRIORITY: AUGUST 19, 1998

POINT OF DIVERSION LOCATION: NE $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 23, T30S, R2W, W.M.; 183 FEET SOUTH & 314 FEET EAST FROM NW CORNER, NE $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 23

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SE $\frac{1}{4}$ NW $\frac{1}{4}$
SECTION 23
TOWNSHIP 30 SOUTH, RANGE 2 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 permittee shall install and maintain low flush toilets and low flow shower heads and bathroom and kitchen faucets.

The permittee shall install and maintain an in-line storage tank.

The permittee shall install a grey water system to utilize home waste water for outside irrigation.

If the riparian area is disturbed in the process of developing a point of diversion, the permittee shall be responsible for restoration and enhancement of such riparian area.

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 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 July 30, 2000. 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 September 30, 1999



Martha O. Pagel, Director
Water Resources Department