

STATE OF OREGON

COUNTY OF DOUGLAS

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

ROBERT J. AND NORMA L. SCHARF
2277 COUGAR CREEK ROAD (503)459-9665
OAKLAND, OREGON 97462

The specific limits for the use are listed below along with conditions of use.

APPLICATION FILE NUMBER: S-71997

SOURCE OF WATER: AN UNNAMED SPRING, AN UNNAMED CREEK, AND UMPQUA RIVER, TRIBUTARIES OF PACIFIC OCEAN WITHIN THE UMPQUA BASIN

PURPOSE OR USE: DOMESTIC USE FOR ONE FAMILY, LIVESTOCK USE AND IRRIGATION OF 21.4 ACRES

MAXIMUM RATE/VOLUME ALLOWED: 0.278 CUBIC FOOT PER SECOND (CFS), BEING 0.005 CFS FROM AN UNNAMED SPRING FOR DOMESTIC USE FOR ONE FAMILY, 0.005 CFS FROM AN UNNAMED CREEK FOR LIVESTOCK USE, 0.239 CFS FROM UMPQUA RIVER FOR IRRIGATION OF 19.1 ACRES, AND 0.029 CFS FROM AN UNNAMED CREEK, WITH DEFICIENCY IN SUPPLY TO BE MADE UP FROM THE UMPQUA RIVER, FOR IRRIGATION OF 2.3 ACRES

PERIOD OF USE: DOMESTIC USE FOR ONE HOUSEHOLD YEAR-ROUND, LIVESTOCK USE YEAR-ROUND, AND IRRIGATION OF 21.4 ACRES MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: NOVEMBER 18, 1991

POINT OF DIVERSION LOCATIONS: UNNAMED SPRING - SE 1/4 NW 1/4, SECTION 15, T24S, R7W, W.M.; 1620 FEET SOUTH & 1440 FEET EAST FROM NW CORNER, SECTION 15; UNNAMED CREEK - SE 1/4 NW 1/4, SECTION 15, T24S, R7W, W.M.; 1370 FEET SOUTH & 1330 FEET EAST FROM NW CORNER, SECTION 15; UMPQUA RIVER - SE 1/4 SW 1/4, SECTION 15, T24S, R7W, W.M.; 1170 FEET NORTH & 2050 FEET EAST FROM SW 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.

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THE PLACE OF USE IS LOCATED AS FOLLOWS:

SE 1/4 NW 1/4 4.9 ACRES DOMESTIC AND LIVESTOCK INCLUDED
 NE 1/4 SW 1/4 12.0 ACRES
 SE 1/4 SW 1/4 4.5 ACRES

SECTION 15
 TOWNSHIP 24 SOUTH, RANGE 7 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, maintain, and operate fish screening to prevent fish from entering the proposed diversion. The permittee shall also install a fishway at the obstruction that will provide adequate upstream and downstream passage for fish. The required screens and fishways are to be in place, functional, and approved by Oregon Department of Fish and Wildlife before 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.

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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 and shall be completed on or before October 1, 1999. Complete application of the water to the use shall be made on or before October 1, 2000.

Issued February 26, 1997



Water Resources Department
Director

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Basin 16

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Volume 18 UMPQUA RIVER & MISC

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