

STATE OF OREGON

COUNTY OF LANE

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

MARION CASTLEMAN

85557 MAPLE ST

FLORENCE, OR 97439

(541) 997-5220

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

APPLICATION FILE NUMBER: S-86419

SOURCE OF WATER: UNNAMED STREAM, A TRIBUTARY OF SIUSLAW RIVER

PURPOSE OR USE: DOMESTIC EXPANDED FOR ONE HOUSEHOLD, FURTHER LIMITED TO HUMAN CONSUMPTION (COOKING, DRINKING, AND SANITATION) AS INDICATED BELOW

MAXIMUM RATE/VOLUME AND PERIOD OF USE: 0.005 CUBIC FOOT PER SECOND FOR

DOMESTIC EXPANDED NOVEMBER 1 THROUGH JUNE 30; FURTHER LIMITED TO 0.001 CFS FOR HUMAN CONSUMPTION (COOKING, DRINKING, AND SANITATION) JULY 1 TO OCTOBER 31 OF EACH YEAR

DATE OF PRIORITY: SEPTEMBER 20, 2005

POINT OF DIVERSION LOCATION: SW ¼ SW ¼ SECTION 35, T18S, R12W, W.M.; 1019 FEET NORTH AND 959 FEET EAST FROM THE SW CORNER OF SECTION 35

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SW ¼ SW ¼  
SECTION 35  
TOWNSHIP 18 SOUTH, RANGE 12 WEST, W.M.

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the water user shall install a totalizing flow meter at the diversion point as approved by the Director. The totalizing flow meter must be installed and maintained as identified in OAR 690-507-645. The water user shall maintain the meter in good working order.
- B. The water user shall allow the watermaster access to the meter; provided however, where the meter is located

within a private structure, the watermaster shall request access upon reasonable notice.

- C. The Director may require the water user to keep and maintain a record of the amount (volume) of water used and may require the water user to report water use on a periodic schedule as established by the Director. In addition, the Director may require the water user 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 water user to submit alternative reporting procedures for review and approval.

The water user shall install, maintain, and operate fish screening consistent with current Oregon Department of Fish and Wildlife (ODFW) standards. Fish screening is to prevent fish from entering the proposed diversion. The required screen is to be in place and functional, and approved in writing by ODFW prior to diversion of any water. The water user may submit evidence in writing that ODFW has determined fish screening is not necessary.

If the riparian area is disturbed in the process of developing a point of diversion, the water user shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR Chapter 635, Division 415, Section 030 adopted November 13, 1991 shall be followed.

#### STANDARD CONDITIONS

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

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, except where those instream water rights allow for the use authorized herein.

Completion of construction and complete application of the water to the use shall be made on or before October 1, 2010. If the water is not completely applied before this date, and the water user wishes to continue development under the permit, the water user must submit an application for extension of time, which may be approved based upon the merit of the application.

Within one year after complete application of water to the proposed use, the water user shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner (CWRE).

Issued March 30, 2006

*E. Timothy Wall* for

Phillip C. Ward, Director  
Water Resources Department

