

Application No. 510076

Permit No. 43337

STATE OF OREGON WATER RESOURCES DEPARTMENT

Application for Permit to Appropriate Surface Water

RECEIVED

SEP 29 1977

I, DONALD W. DAY, SR.  
(Name of Applicant)

WATER RESOURCES DEPT  
SALEM, OREGON

of 810 Coyote Rd., Santa Barbara  
(Mailing Address) (City)

State of California, 93108 Phone No. 805 969-1355  
(Zip Code) do hereby

make application for a permit to appropriate the following described waters of the State of Oregon:

1. The source of the proposed appropriation is Elk Creek  
a tributary of ILLINOIS RIVER

2. The point of diversion is to be located 4 ft. N and 4 ft. E  
(N. or S.) (E. or W.)  
from the SW corner of NE 1/4, Sec. 11  
(Public Land Survey Corner)

(If there is more than one point of diversion, each must be described)

being within the SW 1/4 of the NE 1/4 of  
Sec. 11 Tp. 41 S. R. 9W, W. M., in the county of Josephine  
(N. or S.) (E. or W.)

3. Location of area to be irrigated, or place of use if other than irrigation.

Township	Range	Section	List 1/4 1/4 of Section	List use and/or number of acres to be irrigated
41S	9W	11	SW 1/4 NE 1/4	0.5 to 2 AC.

4. The amount of water which the applicant intends to apply to beneficial use is ..... 0.12

cubic feet per second.....

(If water is to be used from more than one source, give quantity from each)

~~Supplemental~~  
Irrigation

5. The use to which the water is to be applied is .....

6. DESCRIPTION OF WORKS

Include dimensions and type of construction of diversion dam and headgate, length and dimensions of supply ditch or pipeline, size and type of pump and motor, type of irrigation system to adequately describe the proposed distribution system.

Homelite portable pump. 5hp rotary - with either 2" plastic water pipe or garden hose ---to be used only if well water supply is too low to supply sufficient water for irrigation.

THE PUMP IS PORTABLE - WOULD BE MOVED FROM HOUSE TO CREEK ONLY IF EVER NEEDED (IF THE 2 EXISTING WELLS GO DRY.)

WE PLAN ON HAVING A SMALL GARDEN (LESS THAN 1/2 AC) FOR FAMILY USE ONLY. Creek will be used almost every summer.

If for domestic use state number of families to be supplied ..... N/A

7. Construction work will begin on or before ..... ~~ONLY WHEN NEEDED~~ COMPLETE

8. Construction work will be completed on or before ..... SEE DESCRIPTION ABOVE

9. The water will be completely applied to the proposed use on or before ..... UNKNOWN - SEE DESCRIPTION ABOVE

Application No. 56676

Permit No. 43337

Remarks: I purchased this property on February 11, 1977

from Ivan Snook. I am applying for these water rights as the  
new owner of this property.

*Donald W. Day Sr.*  
Signature of Applicant

Donald W. Day, Sr.  
810 Coyote Rd.  
Santa Barbara, CA 93108

This is to certify that I have examined the foregoing application, together with the accompanying maps  
and data, and return the same for correction and completion

In order to retain its priority, this application must be returned to the Water Resources Director with  
corrections on or before August 7, 1978

WITNESS my hand this 6th day of June, 1978

JAMES E. SEXSON Water Resources Director

By *Donald R. Buell*  
DONALD R. BUELL

**RECEIVED**  
AUG 8 1978  
WATER RESOURCES DEPT.  
SALEM, OREGON

This instrument was first received in the office of the Water Resources Director at Salem, Oregon, on the

29 day of September, 1977, at 8:00 o'clock

A.M.

Application No. 56676

Permit No. 43337

1988

Application No. 56676

Permit No. 43337

### Permit to appropriate the Public Waters of the State of Oregon

This is to certify that I have examined the foregoing application and do hereby grant the same SUBJECT TO EXISTING RIGHTS INCLUDING THE EXISTING FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD and the following limitations and conditions:

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed 0.01 cubic feet per second measured at the point of diversion from the stream, or its equivalent in case of rotation with other water users, from Elk Creek.

The use to which this water is to be applied is irrigation.

If for irrigation, this appropriation shall be limited to 1/50th of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3 1/2 acre feet per acre for each acre irrigated during the irrigation season of each year.

and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

The priority date of this permit is August 8, 1978

Actual construction work shall begin on or before September 5, 1979 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1980

Complete application of the water to the proposed use shall be made on or before October 1, 1981

WITNESS my hand this 5th day of September, 1978

James E. Severson  
Water Resources Director

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