

Application No. 57965

Permit No. 44324

**STATE OF OREGON WATER RESOURCES DEPARTMENT**  
**Application for Permit to Appropriate Surface Water**

I, Oregon Department of Fish and Wildlife  
(Name of Applicant)  
of Route 1, Box 43, North Powder  
(Mailing Address) (City)  
State of Oregon, 97867 Phone No. (503) 898-2359  
(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 Anthony Creek  
, a tributary of North Powder River

2. The point of diversion is to be located 1300 ft. S and 2200 ft. E  
(N. or S.) (E. or W.)  
from the N. W. corner of Section 20, T6S R38E  
(Public Land Survey Corner)

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

being within the N.E.  $\frac{1}{4}$  of the N.W.  $\frac{1}{4}$  of  
Sec. 20 Tp. 6S R. 38E, W. M., in the county of Baker  
(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 $\frac{1}{4}$ $\frac{1}{4}$ of Section	List use and/or number of acres to be irrigated
6S	38E	20	NW $\frac{1}{4}$ SE $\frac{1}{4}$	20 acres Supplemental
6S	38E	20	SE $\frac{1}{4}$ SE $\frac{1}{4}$	20 acres Supplemental
6S	38E	20	NE $\frac{1}{4}$ SE $\frac{1}{4}$	1.8 acres Supplemental
6S	38E	20	SW $\frac{1}{4}$ SE $\frac{1}{4}$	15.2 acres Supplemental 3 acres Primary
6S	38E	29	NE $\frac{1}{4}$ NE $\frac{1}{4}$	35.37 acres Supplemental
6S	38E	29	SE $\frac{1}{4}$ NE $\frac{1}{4}$	5.70 acres Supplemental

4. The amount of water which the applicant intends to apply to beneficial use is ~~1.49~~ 1.32

cubic feet per second.....

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

5. The use to which the water is to be applied is irrigation ~~system~~ and Supplemental irrigation

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.

existing Punch and Kellog Ditch

If for domestic use state number of families to be supplied ..... not domestic

7. Construction work will begin on or before ..... completed

8. Construction work will be completed on or before ..... completed

9. The water will be completely applied to the proposed use on or before.....

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Remarks: Additional water from the same source to bring the total water up to full duty as allowed by the North Powder adjudication decree.

Existing certificates: #10072

5043

3384

Michael D. Black

Signature of Applicant

Oregon Dept. of Fish & Wildlife

RECEIVED

JUL 27 1979

WATER RESOURCES DEPT. SALEM, OREGON

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

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

January 13, 19 79  
May 29, 79  
August 1 79

WITNESS my hand this 13th day of November, 19 78

James E. Sexson

29th March, 79  
1st June 79

Water Resources Director

By *Les Turner*

RECEIVED

MAR 16 1979

WATER RESOURCES DEPT. SALEM, OREGON

RECEIVED

MAY 29 1979

WATER RESOURCES DEPT. SALEM, OREGON

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

2nd day of October, 19 78, at 11:00 o'clock A.M.

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### 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 1.24 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 Anthony Creek.

The use to which this water is to be applied is irrigation and supplemental irrigation; being 0.08 c.f.s. for irrigation, and 1.16 c.f.s. for supplemental irrigation.

If for irrigation, this appropriation shall be limited to 1/40th 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 4 acre feet per acre for each acre irrigated during the irrigation season of each year, provided further that the right allowed herein shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein.

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 October 2, 1978

Actual construction work shall begin on or before August 31, 1980 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1981

Complete application of the water to the proposed use shall be made on or before October 1, 1982

WITNESS my hand this 31st day of August, 1979

*James E. Seaman*  
Water Resources Director