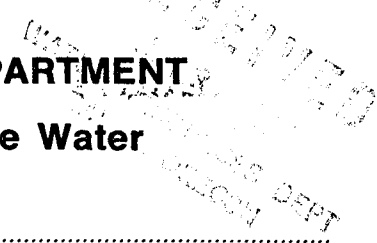


**STATE OF OREGON WATER RESOURCES DEPARTMENT**  
**Application for Permit to Appropriate Surface Water**



I, FRED P. MCCLINTICK  
(Name of Applicant)  
 of 2131 WHITE SCHOOL RD CAVE, JUNCTION  
(Mailing Address) (City)  
 State of OREGON 97523 Phone No. 592-2267  
(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 Kelly Creek  
 a tributary of Illinois River

2. The point of diversion is to be located 450 ft. N and 20 ft. W  
(N. or S.) (E. or W.)  
 from the SE corner of D.L.C. NO 41  
(Public Land Survey Corner)

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

being within the SE  $\frac{1}{4}$  of the SE  $\frac{1}{4}$  of  
 Sec. 25 Tp. 39 R. 8, 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 $\frac{1}{4}$ $\frac{1}{4}$ of Section	List use and/or number of acres to be irrigated
39	8	25	SW $\frac{1}{4}$ SE $\frac{1}{4}$	26
39	8	25	SE $\frac{1}{4}$ SE $\frac{1}{4}$	8
39	8	36	NW $\frac{1}{4}$ NE $\frac{1}{4}$	2
39	8	36	NE $\frac{1}{4}$ NE $\frac{1}{4}$	1
				<u>37</u>

4. The amount of water which the applicant intends to apply to beneficial use is 1 (ONE).....

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 FARM CROPS TO BE IRRIGATED

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.

10 FT WIDE 5 FT HIGH POLE ACROSS WITH BOARDS AND PLASTIC

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

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

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

9. The water will be completely applied to the proposed use on or before JULY 1, 1950.....

Application No. 59705.....

Permit No. **44835**.....

44835

Remarks: THIS LAND HAS BEEN IRRIGATED THIS WAY FOR THE PAST 35 YEARS THAT I KNOW OF AND I THOUGHT I WOULD FILE TO BE LEGAL

*Fred P. McPherson*  
Signature of Applicant

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

In order to retain its priority, this application must be returned to the Water Resources Director with corrections on or before May 13, 1980

WITNESS my hand this 12th day of March, 1980

James E. Sexson Water Resources Director

By *Wayne J. Overcash*  
Wayne J. Overcash

RECEIVED  
APR 1 1980  
WATER RESOURCES DEPT  
SALEM, OREGON

This instrument was first received in the office of the Water Resources Director at Salem, Oregon, on the 14th day of January, 1980, at 8:00 o'clock A.M.

Application No. 59765

Permit No. 44835

### 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 0.74 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 Kelly 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 January 14, 1980

Actual construction work shall begin on or before May 21, 1981 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1982

Complete application of the water to the proposed use shall be made on or before October 1, 1983

WITNESS my hand this 21st day of May, 1980

*James E. Larson*  
Water Resources Director

BC