



# STATE OF OREGON

JACKSON COUNTY

## PERMIT TO APPROPRIATE THE PUBLIC WATERS

This is to certify that I have examined APPLICATION 62955 and do hereby grant the same SUBJECT TO EXISTING RIGHTS INCLUDING THE APPROPRIATE MINIMUM FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD and the following limitations and conditions:

This permit is issued to Norton L. Smith of 3030 Upper Applegate Road, Jacksonville, Oregon 97530, phone 899-8341, for the use of the waters of an unnamed stream and Rock Creek and 20.0 acre-feet stored water only from Applegate Lake Reservoir constructed under Permit R-7810, tributaries of Rogue River, for the PURPOSE of domestic use for one family, irrigation, and supplemental irrigation, being 0.005 cubic foot per second of water for domestic use for one family from the unnamed stream, 0.15 cfs from Rock Creek for irrigation, and 20.0 acre-feet from Applegate Reservoir for supplemental irrigation; that the PRIORITY OF THE RIGHT dates from October 8, 1981, and is limited to the amount of water which can be applied to beneficial use and shall not exceed 0.155 cfs measured at the points of diversion from the stream, or its equivalent in case of rotation with other water users.

The POINTS OF DIVERSION are to be LOCATED: Diversion 1 (Rock Creek) - 2,070 feet South and 2,000 feet West from the Northeast Corner of Section 8, being within the SW 1/4 NE 1/4 of Section 8; Diversion 2 (Unnamed stream) - 1,220 feet North and 250 feet West from the Southeast Corner of Section 5, being within the SE 1/4 SE 1/4 of Section 5; Diversion 3 (Applegate Diversion) - 1,130 feet North and 1,150 feet West from the S 1/4 Corner of Section 10, being within the SE 1/4 SW 1/4 of Section 10, all being within Township 39 South, Range 3 West, WM, in the County of Jackson.

A description of the PLACE OF USE under the permit, and to which such right is appurtenant, is as follows:

Township 39 South	Range 3 West, WM	Section 3	SE 1/4	SW 1/4	14.0 acres supplemental from Applegate Reservoir
		Section 4	SW 1/4	SW 1/4	1.5 acres supplemental Domestic use for one family from unnamed stream and 13.0 acres primary from Rock Creek
		Section 10	NE 1/4	NW 1/4	6.5 acres supplemental from Applegate Reservoir
			NW 1/4	NW 1/4	10.0 acres supplemental from Applegate Reservoir

The AMOUNT OF WATER used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to 1/80 of one cubic foot per second per acre, from direct flow, and shall be further limited to a diversion of not to exceed 4.5 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 is subject to the terms and conditions of Contact 2-07-10-W0450 between the Bureau of Reclamation and the applicant, or a satisfactory replacement, a copy of which is on file in the records of the Water Resources Director, and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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Actual construction work shall begin on or before June 17, 1983 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1984. Extended to Oct. 1, 1986

Complete application of the water to the proposed use shall be made on or before October 1, 1985. Extended to Oct. 1, 1986

WITNESS my hand this 17th day of June, 1982.

**/s/ JAMES E. SEXSON**

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WATER RESOURCES DIRECTOR

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