



# STATE OF OREGON

UMATILLA COUNTY

## PERMIT TO APPROPRIATE THE PUBLIC WATERS

This is to certify that I have examined APPLICATION 59671 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 Adolf C. Klein of Route 2, Box 107, Milton-Freewater, Oregon 97862, phone 938-6850, for the use of the waters of Pine Creek, a tributary of Walla walla River, for the PURPOSE of irrigation and supplemental irrigation; that the PRIORITY OF THE RIGHT dates from February 19, 1980 for 3.46 cubic feet of water per second and November 9, 1981 for 0.55 cfs, and is limited to the amount of water which can be applied to beneficial use and shall not exceed 4.01 cfs measured at the point of diversion from the stream, or its equivalent in case of rotation with other water users.

The POINT OF DIVERSION is to be LOCATED: 1,200 feet South and 640 feet West from the Center of Section 35, being within the NE 1/4 SW 1/4 of Section 35, Township 6 North, Range 34 East, WM, in the County of Umatilla.

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

Township 6 North    Range 34 East, WM    Section 35	<u>Primary Irrigation</u>		
	SW 1/4	NW 1/4	15.0 acres
	SE 1/4	NW 1/4	15.0 acres
	NE 1/4	SW 1/4	18.0 acres
	NW 1/4	SE 1/4	25.0 acres
	SW 1/4	SE 1/4	10.0 acres
	SE 1/4	SE 1/4	25.0 acres
	<u>Supplemental Irrigation</u>		
	SW 1/4	NE 1/4	39.8 acres
	NW 1/4	NW 1/4	6.2 acres
	SE 1/4	NW 1/4	22.8 acres
	NW 1/4	SE 1/4	10.8 acres

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 1/60 of one cubic foot per second per acre, from direct flow and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year, provided further that although declared herein to be for supplemental irrigation, the right allowed may, in the interest of conserving the ground water supplies, be exercised at times when water is available in the ground water supply provided that the total quantity diverted from all sources of supply does not exceed the limitation allowed herein, and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

Actual construction work shall begin on or before October 20, 1983 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1984.

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

WITNESS my hand this 20th day of October, 1982.

/s/ JAMES E. SEXSON

WATER RESOURCES DIRECTOR

APPLICATION 59671

PERMIT 46984

"CERTIFICATE NO. 61094"