



STATE OF OREGON

YAMHILL COUNTY "CERTIFICATE NO. 61835"

PERMIT TO APPROPRIATE THE PUBLIC WATERS

This is to certify that I have examined APPLICATION 63854 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 William M. and Carol L. Byerley of Star Route, Box 142, Chiloquin, Oregon 97624, phone 381-2342, for the use of the waters of Baker Creek, a tributary of Yamhill River, for the PURPOSE of irrigation; that the PRIORITY OF THE RIGHT dates from August 19, 1982 for 0.01 cubic foot per second of water and September 22, 1962 for 0.03 cfs, and is limited to the amount of water which can be applied to beneficial use and shall not exceed 0.04 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: 1,550 feet North and 625 feet East from the Southwest Corner of Section 9, being within the NW 1/4 SW 1/4 of Section 9, Township 4 South, Range 4 West, WM, in the County of Yamhill.

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

Township 4 South Range 4 West, WM Section 9 NW 1/4 SW 1/4 3.0 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 1/80 of one cubic foot per second per acre, from direct flow and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year, 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 28, 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 28th day of October, 1982.

/s/ JAMES E. SEXSON

WATER RESOURCES DIRECTOR

APPLICATION 63854

PERMIT 47042