



# STATE OF OREGON

County of **MALHEUR**

"CERTIFICATE NO. 56677"

## PERMIT TO APPROPRIATE THE PUBLIC WATERS

This is to certify that I have examined APPLICATION **65228** 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 **Frank and Joyce Elfering** of Route 1, Box 190, Vale, Oregon 97918, phone 473-2858, for the use of the waters of Boston Drain, a tributary of Malheur River,

for the PURPOSE of **irrigation and supplemental irrigation**

that the PRIORITY OF THE RIGHT dates from **June 27, 1983**

and is limited to the amount of water which can be applied to beneficial use and shall not exceed **0.09 cubic foot per second of water**

The POINT OF DIVERSION is to be LOCATED: **540 feet South and 390 feet West from the Northeast Corner of Section 9, being within the NE 1/4 NE 1/4 of Section 9, Township 19 South, Range 44 East, WM, in the County of Malheur.**

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

Township 19 South, Range 44 East, WM	Section 9	NE 1/4	NE 1/4	1.7 primary
		NE 1/4	NE 1/4	1.9 supplemental

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 1/40 of one cubic foot per second per acre, 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 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 conform to such reasonable rotation system as may be ordered by the proper state officer.

Actual construction work shall begin on or before **December 2, 1984**, and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19 **85**.

Complete application of the water to the proposed use shall be made on or before October 1, 19 **86**.

Witness my hand this **2nd** day of **December**, 19 **83**.

/s/ WILLIAM H. YOUNG  
WATER RESOURCES DIRECTOR

This permit, when issued, is for the beneficial use of water. By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan. It is possible that the land use you propose may not be allowed if it is not in keeping with the goals and the acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.

APPLICATION **65228**

PERMIT

**47879**