



# STATE OF OREGON

County of KLAMATH

## PERMIT TO APPROPRIATE THE PUBLIC WATERS

This is to certify that I have examined APPLICATION 54032 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 Bar C-L, Inc. of Route 2, Box 809M, Klamath Falls, Oregon 97601, for the use of the waters of an unnamed drainageways, tributaries of Swan Lake, for the PURPOSE of supplemental irrigation of 1898.8 acres

that the PRIORITY OF THE RIGHT dates from March 17, 1976

and is limited to the amount of water which can be applied to beneficial use and shall not exceed 47.47 cubic feet per second

The POINT OF DIVERSION is to be LOCATED: Diversion 1 - 100 feet South and 30 feet East from the N 1/4 Corner of Section 32, being within the NW 1/4 NE 1/4 of Section 32; Diversion 2 - 1400 feet South and 30 feet East from the N 1/4 Corner of Section 32, being within the SW 1/4 NE 1/4 of Section 32; Diversion 3 - 3420 feet South and 30 feet East from the N 1/4 Corner of Section 32, being within the NW 1/4 SE 1/4 of \*

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

- \* Section 32, all in Township 37 South, Range 10 East, WM; Diversion 4 - 10 feet North and 30 feet West from the Southeast Corner of Section 4, being within the SE 1/4 SE 1/4 of Section 4; Diversion 9 - At Southeast Corner, being within the SE 1/4 SE 1/4 of Section 1; Diversion 10 - At Northeast Corner of Section 1, being within the NE 1/4 NE 1/4 of Section 1; Diversion 11 - 790 feet West from the Northeast Corner of Section 1, being within the NE 1/4 NE 1/4 of Section 1, all in Township 38 South, Range 10 East, WM, all in the County of Klamath.

Township 37 South, Range 10 East, WM Section 35	SW 1/4 NE 1/4	35.0 acres
	SE 1/4 NE 1/4	35.0 acres
	SW 1/4 NW 1/4	35.0 acres
	SE 1/4 NW 1/4	35.0 acres
	NE 1/4 SW 1/4	40.0 acres
	NW 1/4 SW 1/4	40.0 acres
	SW 1/4 SW 1/4	40.0 acres
	SE 1/4 SW 1/4	40.0 acres
	NE 1/4 SE 1/4	40.0 acres
	NW 1/4 SE 1/4	40.0 acres
	SW 1/4 SE 1/4	40.0 acres
	SE 1/4 SE 1/4	40.0 acres

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Township 38 South, Range 10 East, WM	Section 1	Lot 1 (NE 1/4 NE 1/4)	40.0 acres	
		Lot 2 (NW 1/4 NE 1/4)	39.9 acres	
			SW 1/4 NE 1/4	40.0 acres
			SE 1/4 NE 1/4	40.0 acres
	Lot 3 (NE 1/4 NW 1/4)	39.9 acres		
	Lot 4 (NW 1/4 NW 1/4)	39.8 acres		
		SW 1/4 NW 1/4	40.0 acres	
		SE 1/4 NW 1/4	40.0 acres	
		NE 1/4 SW 1/4	40.0 acres	
		NW 1/4 SW 1/4	40.0 acres	
		SW 1/4 SW 1/4	40.0 acres	
		SE 1/4 SW 1/4	40.0 acres	
		NE 1/4 SE 1/4	40.0 acres	
		NW 1/4 SE 1/4	40.0 acres	
		SW 1/4 SE 1/4	40.0 acres	
		SE 1/4 SE 1/4	40.0 acres	
Section 2		Lot 1 (NE 1/4 NE 1/4)	39.8 acres	
	Lot 2 (NW 1/4 NE 1/4)	39.8 acres		
		SW 1/4 NE 1/4	40.0 acres	
		SE 1/4 NE 1/4	40.0 acres	
	Lot 3 (NE 1/4 NW 1/4)	39.9 acres		
	Lot 4 (NW 1/4 NW 1/4)	39.9 acres		
		SW 1/4 NW 1/4	40.0 acres	
		SE 1/4 NW 1/4	40.0 acres	
		NE 1/4 SW 1/4	40.0 acres	
		NW 1/4 SW 1/4	40.0 acres	
		SW 1/4 SW 1/4	40.0 acres	
		SE 1/4 SW 1/4	40.0 acres	
NE 1/4 SE 1/4		40.0 acres		
NW 1/4 SE 1/4		40.0 acres		
SW 1/4 SE 1/4		40.0 acres		
SE 1/4 SE 1/4		40.0 acres		
Section 3		Lot 1 (NE 1/4 NE 1/4)	39.9 acres	
	Lot 2 (NW 1/4 NE 1/4)	39.9 acres		
		SW 1/4 NE 1/4	40.0 acres	
		SE 1/4 NE 1/4	40.0 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 1/40 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 period March 15 to September 30, and shall be further limited to a diversion of not to exceed 1 1/2 acre-feet per acre for each acre irrigated during the period from October 1 to March 14, provided further that the right allowed herein shall not exceed 3.0 acre-feet for each acre irrigated during any one year. The use of water during the period from October 1 to March 15 authorized herein shall not establish priority of right as against future appropriation of surface water for beneficial uses or for storage for such beneficial uses, other than similar rights for irrigation from October 1 to March 14. Sufficient flow shall be left in the drainageways to provide stockwater to downstream properties during the period of use authorized herein.

Actual construction work shall begin on or before March 7, 1987, and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1987.

Complete application of the water to the proposed use shall be made on or before October 1, 1988.

Witness my hand this 7th day of March, 1986.

/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.