

STATE OF OREGON

COUNTY OF POLK

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

PAUL F. KIRK  
6730 MCTIMMONDS ROAD  
DALLAS, OREGON 97338

503-623-6056

to use the waters of AN UNNAMED STREAM, a tributary of TEAL CREEK, for IRRIGATION OF 1.0 ACRE.

This Permit is issued approving Application 70115. The date of priority is NOVEMBER 7, 1989. THE USE IS LIMITED TO PRIOR TO AUGUST 15 OF EACH YEAR DURING THE IRRIGATION SEASON, AND not more than 0.01 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NW 1/4 NW 1/4, SECTION 35, T 8 S, R 6 W, W.M.; 1070 FEET SOUTH AND 1000 FEET EAST FROM NW CORNER, SECTION 35.

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 ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated 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.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the proposed place of use under the Permit is as follows:

NW 1/4 NW 1/4 1.0 ACRE  
SECTION 35  
TOWNSHIP 8 SOUTH, RANGE 6 WEST, W.M.

Actual construction work shall begin on or before JUNE 18, 1991, and shall be completed on or before October 1, 1992. Complete application of the water to the use shall be made on or before October 1, 1993.

Failure to comply with any of the provisions of this permit may result in action including, but not limited to restrictions on the use, civil penalties, or cancellation of the permit.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

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.

The use granted herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

Issued this date, JUNE 18, 1990.

/s/ WILLIAM H. YOUNG

Water Resources Department  
William H. Young  
Director