

Application for a Permit to Construct a Reservoir and to Store for Beneficial Use the Unappropriated Waters of the State of Oregon

I, **Malheur Irrigation District**, acting through its agent, **B. F. STOUTMYER**,
Name of Applicant (Name of Applicant, Name of Channel, Name of County, Name of Postoffice)
of **603 Post Office Building, Portland**, County of **Multnomah**,
State of **Oregon**, do hereby make application for a permit to construct the

following described reservoir and to store the unappropriated waters of the State of Oregon, subject to existing rights.

If the applicant is a corporation, give date and place of incorporation

1. The name of the proposed reservoir is **Bully Creek Reservoir**

2. The name of the stream from which the reservoir is to be filled and the appropriation made is **Bully Creek and Malheur River**
tributary of

3. The amount of water to be stored is **31,628** acre ft. and see remarks **acre feet**
being **29,978** acre feet of active storage and **1,650** acre feet of dead storage**

4. The use to be made of the impounded water is **Irrigation, Domestic, and Stock***
(Irrigation, power, domestic supply, etc.)

5. The location of the proposed reservoir will be in Sec. **1-2-3-4-9-10-11-12**
(Give sections or townships to be submerged)
Township 18 South, Range 43 East, W. M.

(a) State whether situated in channel of running stream and give character of material at outlet
In channel of Bully Creek
Some water to be delivered to reservoir through Vale main canal

(b) If not in channel of running stream, state how it is to be filled. If through a feed canal, give name and dimensions
Water from Malheur River through feed canal 14', base width 14', depth of water 7.5', centerline 100 s.f.t.

6. The dam will be located in **SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$** , Sec. **12**
(Smallest legal subdivision)
Tp. **18 S**, R. **43 E**, W. M. It will be **96** feet in height,
(No. N. of S.) (No. E. of W.)

* A different form of application should be used for the appropriation of stored water to beneficial use. Such forms can be secured without charge, together with instructions, by addressing the State Engineer, Salem, Oregon.

* amended per letter of Dec. 1, 1961 by M. B. Austin
** per Oct. 20, 1964 letter by N. H. Moore

having a length on top of 2600 feet; length on bottom 300 feet;
width on top 30 feet; slope of front or water side 3:1; slope on back 2:1;
(Feet horizontal to 1 vertical) (Feet horizontal to 1 vertical)
height of dam above water line when full 5 feet.

7. The construction of dam, the material of which it is to be built, and method of protection from waves are as follows: Earth and rock fill - See plans

8. The location of wasteway with dimensions are as follows: SEE PLANS
(State whether over or around the dam)

9. The location of outlet from the proposed reservoir, with character of construction and dimensions, are as follows: SEE PLANS
(State whether through or around the proposed dam)

10. The area submerged by the proposed reservoir, when full, will be 940 acres, with a maximum depth of water of about 90 feet; and approximate mean depth of water See Plans feet.

11. The estimated cost of the proposed work is \$22,000.00.

12. Construction work will begin on or before

13. Construction work will be completed on or before

~~Duplicate~~ maps of the proposed reservoir and storage works, prepared in accordance with the rules of the State ^{Engineer} ~~Water Board~~, accompany this application. Also see Rules and Regulations of State Engineer governing the preparation and filing of plans and specifications of dams and the approval thereof.

UNITED STATES OF AMERICA
(Name of applicant)

by B. E. Stoutemyer
District Council, Bureau of Conservation

Signed in the presence of us as witnesses:

(1) R. T. [Signature] 603 P.O. Bldg., Portland, Oregon
(Name) (Address of witness)
(2) E. A. [Signature] 603 P.O. Bldg., Portland, Oregon
(Name) (Address of witness)

Remarks:

Water ~~21,000 acre feet~~ from Bully Creek and the Malheur River is to be stored each year for irrigation under this application and in addition to this the storage capacity of the reservoir may be used one or more times each year in the regulation of flow and the control of flood waters.

The quantity to be stored from the Malheur River is limited to 500 cubic feet per second which is the capacity of the feeder canal.

County of Marion, } ss.

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for correction or completion as follows:

In order to retain its priority, this application must be returned to the State Engineer, with corrections, on or before, 19.....

WITNESS my hand this day of, 19.....

STATE ENGINEER

STATE OF OREGON, }
County of Marion, } ss.

This is to certify that I have examined the foregoing application and do hereby grant the same, subject to the following limitations and conditions: The right herein granted is limited to the construction of Bully Creek Reservoir and storage of water from Bully Creek and Malheur River to be appropriated under Application No. 16497, Permit No. 29882 for irrigation

The right hereunder shall be limited to the storage of 31,628 acre feet being 29,978 a.f. of active storage & 1650 a.f. of dead storage.

The priority date of this permit is August 7, 1936 for 31,000 acre feet and October 21, 1964 for 628 acre feet.

Actual construction work shall begin on or before January 8, 1966

and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1966.

WITNESS my hand this 8th day of January, 1965

Charles L. ...
STATE ENGINEER

Application No. *R-16496*
Reservoir Permit No. *R-4456*

PERMIT

To construct a reservoir and store for beneficial use the unappropriated waters of the State of Oregon.

Division No. _____ District No. _____

This instrument was first received in the office of the State Engineer at Salem, Oregon, on the *7th* day of *August* 19*36*, at *8:00* o'clock *A* M.

Returned to applicant for correction: _____

Corrected application received: _____

Approved:

January 8, 1965

Recorded in Book No. _____ of Reservoirs, on Page *4456*.

CHRIS L. WHEELER
STATE ENGINEER