

part **CANCELLED**
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CERTIFICATE NO. 10564
Superseded by 67116

***APPLICATION FOR A PERMIT**

To Appropriate the Public Waters of the State of Oregon

I, We, William Byers and Cecil Byers
(Name of applicant)
of Route 3, The Dalles
(Postoffice), County of Wasco,
State of Oregon, do hereby make application for a permit to appropriate the
following described public waters of the State of Oregon, subject to existing rights:

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

1. The source of the proposed appropriation is Fifteen Mile Creek
(Name of stream)
a tributary of Columbia River

2. The amount of water which the applicant intends to apply to beneficial use is .15
cubic feet per second.
(If water is to be used from more than one source, give quantity from each)

3. The use to which the water is to be applied is Irrigation
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The points of diversion are located for pumping plants as follows:

- Pumping Plant #1 - 2,620 feet East and 890 feet North
- Pumping Plant #2 - 1,310 feet East and 1120 feet North
- Pumping Plant #3 - 1,550 feet North and 20 feet East from
the Southwest corner of Section 32,
Township 2 North, Range 14 East.

Pumping Plant #1 being within the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ and #2 within the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ and #3 within the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section, Township and range.

in length, terminating in the No. 1-NE $\frac{1}{4}$ SW $\frac{1}{4}$ -No. 2 & 3-NW $\frac{1}{4}$ of Sec. 32, Tp. 2 N,
(Main ditch, canal or pipe line) SW $\frac{1}{4}$ (No. miles or feet)
(Smallest legal subdivision) (No. N. or S.)

R. 14 E, W. M., the proposed location being shown throughout on the accompanying map.
(No. E. or W.)

6. The name of the ditch, canal or other works is Byers Irrigation System

DESCRIPTION OF WORKS

DIVERSION WORKS—

7. (a) Height of dam _____ feet, length on top _____ feet, length at bottom _____ feet; material to be used and character of construction _____
(Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate _____
(Timber, concrete, etc., number and size of openings)

* A different form of application is provided where storage works are contemplated. These forms can be secured without charge, together with instructions, by addressing the State Engineer, Salem, Oregon.

CANAL SYSTEM OR PIPE LINE

8. (a) Give dimensions at each point of canal where materially changed in size, stating miles from headgate. At headgate: width on top (at water line) feet; width on bottom feet; depth of water feet; grade feet fall per one thousand feet.

(b) At miles from headgate: width on top (at water line) feet; width on bottom feet; depth of water feet; grade feet fall per one thousand feet.

(c) Length of pipe, ft.; size at intake, in.; size at ft. from intake in.; size at place of use in.; difference in elevation between intake and place of use, ft. Is grade uniform? Estimated capacity, sec. ft.

FILL IN THE FOLLOWING INFORMATION WHERE THE WATER IS USED FOR IRRIGATION—

9. The land to be irrigated has a total area of 12 acres, located in each smallest legal subdivision, as follows:

Township	Range	Section	Forty-acre Tract	Number Acres to be Irrigated
2 N	14 E	32	NW $\frac{1}{4}$ SW $\frac{1}{4}$	9
			NE $\frac{1}{4}$ SW $\frac{1}{4}$	2
			SW $\frac{1}{4}$ SW $\frac{1}{4}$	1

(If more space required, attach separate sheet)

(a) Character of soil Volcanic Ash mixed with sand

(b) Kind of crops raised TRUCK GARDEN

POWER OR MINING PURPOSES—

10. (a) Total amount of power to be developed theoretical horsepower.

(b) Quantity of water to be used for power sec. ft.

(c) Total fall to be utilized feet.
(Head)

(d) The nature of the works by means of which the power is to be developed

(e) Such works to be located in of Sec.
(Legal subdivision)

Tp., R., W. M.
(No. N. or S.) (No. E. or W.)

(f) Is water to be returned to any stream?
(Yes or No)

(g) If so, name stream and locate point of return

....., Sec., Tp., R., W. M.
(No. N. or S.) (No E. or W.)

(h) The use to which power is to be applied is

(i) The nature of the mines to be served

MUNICIPAL SUPPLY—

11. To supply the city of
..... County, having a present population of
(Name of)
and an estimated population of in 192.....

(Answer questions 12, 13, 14, and 15 in all cases)

- 12. Estimated cost of proposed works, \$ 1,000.....
- 13. Construction work will begin on or before Already begun.....
- 14. Construction work will be completed on or before October 1, 1932.....
- 15. The water will be completely applied to the proposed use on or before October 1, 1933.....

Wm. Byers and Cecil Byers
(Name of applicant)
By Wm. Byers
Route 3, The Dalles, Oregon

Signed in the presence of us as witnesses:

- (1) T. Leland Brown The Dalles, Oregon
(Name) (Address of witness)
- (2) Corolla Wolfe The Dalles, Oregon
(Name) (Address of witness)

Remarks: The Byers' have 12.5 acres of land adjudicated under the Fifteen-Mile Adjudication. This application is to enlarge their irrigation of additional lands. The water will be taken out by the three pumping plants on the Creek as well as from the Cushing and Nelson ditches, the Cushing ditch being located across the Byers' land on the North of Fifteen Mile Creek, and the Nelson ditch being the name of the ditch which carries adjudicated water to said property. The point of diversion of Cushing Ditch is the same as point of diversion of pump No. 2. Nelson Ditch will be supplemental use and diversion point is located in Fifteen Mile Ck. adjudication proceedings.

STATE OF OREGON, }
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

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before, 192.....

WITNESS my hand this day of, 192.....

STATE ENGINEER

Application No. 13891

Permit No. 10000

PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

Division No. District No.

This instrument was first received in the office of the State Engineer at Salem, Ore-

gon, on the 26th day of Dec.

1930, at 8:00 o'clock A.M.

Returned to applicant:

Corrected application received:

Approved:

February 19, 1931

Recorded in book No. 33 of

Permits on page 10,000

CHAS. E. STRICKLIN

4 p. 77 a \$9.50 STATE ENGINEER

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

PERMIT

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 amount of water which can be applied to beneficial use and shall not exceed 0.15 cubic feet per second, or its equivalent in case of rotation with other water users, from Fifteen Mile Creek, tributary of Columbia River

The use to which this water is to be applied is Irrigation

If for irrigation, this appropriation shall be limited to 1/80th of one cubic foot per second or its equivalent for each acre irrigated and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

The priority date of this permit is December 26, 1930

Actual construction work shall begin on or before February 19, 1932 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1933

Complete application of the water to the proposed use shall be made on or before October 1, 1934

WITNESS my hand this 19th day of February, 1931

CHAS. E. STRICKLIN STATE ENGINEER

Permits for power development are subject to the limitation of franchise as provided in section 5728, Oregon Laws, and the payment of annual fees as provided in section 5803, Oregon Laws.