

*** APPLICATION FOR A PERMIT**

To appropriate the Public Waters of the State of Oregon

I, R. D. Kelly and Clarence Phelps, 322 West 8th St.,
(Name of applicant)
of The Dalles, Oregon, County of Wasco,
(Postoffice)
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 Fulton Canyon
(Name of stream)
a tributary of Columbia River

2. The amount of water which the applicant intends to apply to beneficial use is 0.04
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, and 3 ponds for fish
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)
and frogs.

4. The point of diversion ^S for the 3" pipe line is located 5.48° 05' W. 1623'
~~is located~~ ^{ft.} and ^{ft.} from the NE
(N. or S.) (E. or W.)
corner of Section 24, T. 2 N. R. 15 E. W. M.
(Section or subdivision)

The point of diversion of the overflow from the O.W.R. & N. CO. water tank is located
(If preferable, give distance and bearing to Sec. Cor.)
^S 5.78° 18' W. 1092' from the NE Corner Section 24, T. 2 N. R. 15 E. W. M.
(If there are more than one points of diversion, each must be described. Use separate sheet if necessary)

being within the NE¹/₄ NE¹/₄ of Sec. 24, Tp. 2 N,
(Give smallest legal subdivision) (No. N. or S.)
R. 15 E, W. M., in the county of Sherman
(No. E. or W.)

5. The 3" pipe line to be 350' long. The open ditch to be 200' long
(Main ditch, canal or pipe line) (No. miles or feet)
in length, terminating in the NE¹/₄ NE¹/₄ of Sec. 24, Tp. 2 N,
(Smallest legal subdivision) (No. N. or S.)
R. 15 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 Kelly & Phelps Frog Farm

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, **600** ft.; size at intake, **3** in.; size at ft. from intake in.; size at place of use in.; difference in elevation between intake and place of use, **20** ft. Is grade uniform? **Yes**. Estimated capacity, **two** 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 **three** acres, located in each smallest legal subdivision, as follows:

Township	Range	Section	Forty-acre Tract	Number Acres to be Irrigated
2 N	15 E	24	NE$\frac{1}{4}$ NE$\frac{1}{4}$	3

(If more space required, attach separate sheet)

(a) Character of soil **sandy loam**

(b) Kind of crops raised **orchard**

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 193_____

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

- 12. Estimated cost of proposed works, \$ 500.00 _____
- 13. Construction work will begin on or before May 1, 1931 _____
- 14. Construction work will be completed on or before April 15, 1932 _____
- 15. The water will be completely applied to the proposed use on or before April 15, 1933 _____

R. D. Kelly and Clarence Phelps
(Name of applicant)
by R. D. Kelly

Signed in the presence of us as witnesses:

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

Remarks: _____

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 _____, 193_____

WITNESS my hand this _____ day of _____, 193_____

STATE ENGINEER

Application No. 14045

Permit No. 10132

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, Oregon, on the 17th day of April, 1931, at 8:00 o'clock A.M.

Returned to applicant:

Corrected application received:

Approved:

May 29, 1931

Recorded in book No. 34 of Permits on page 10132

CHAS. E. STRICKLIN

STATE ENGINEER

5-99

\$14.50

STATE OF OREGON, County of Marion, ss.

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 0.04 cubic feet per second, or its equivalent in case of rotation with other water users, from Fulton Canyon, trib. Columbia River

The use to which this water is to be applied is irrigation and fish and frog ponds

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 April 17, 1931

Actual construction work shall begin on or before May 29, 1932 and shall thereafter be prosecuted with reasonable diligence and be completed on or before Oct. 1, 1933

Complete application of the water to the proposed use shall be made on or before

Oct. 1, 1934

WITNESS my hand this 29th day of May, 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.