

**\*APPLICATION FOR A PERMIT**

CERTIFICATE NO. 13704

**To Appropriate the Public Waters of the State of Oregon**

I, J. Percy Stearns, Asa P. Craig, W. P. Craig & Mrs. L. P. McCubbin  
(Name of applicant)  
of Enterprise, County of Wallowa  
(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 Prairie Creek a tributary of Wallowa  
Prairie Creek (Name of stream)  
River and Spring Creek a trib. of /, a tributary of Wallowa River

2. The amount of water which the applicant intends to apply to beneficial use is 1 1/2  
3/4 cu. ft. per sec. from each source.  
cubic feet per second. From Prairie Creek, supplemented by water from Spring Creek  
(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 stock  
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 600 ft. N. and 1300 ft. W. from the S.E.  
(N. or S.) (E. or W.)  
corner of Section 7, and point of diversion for waste water from Spring Creek is  
(Section or subdivision)  
500 ft. north and 1300 ft. west from Southeast corner of Section 7.  
(If preferable, give distance and bearing to section corner)

(If there is more than one point of diversion, each must be described. Use separate sheet if necessary)

being within the SE 1/4 SE 1/4 of Sec. 7, Tp. 2 S,  
(Give smallest legal subdivision) (N. or S.)  
R. 45 E, W. M., in the county of Wallowa  
(E. or W.)

5. The Ivanhoe Ditch to be 2 miles  
(Main ditch, canal or pipe line) (Miles or feet)  
in length, terminating in the NE 1/4 SE 1/4 of Sec. 1, Tp. 2 S,  
(Smallest legal subdivision) (N. or S.)  
R. 44 E, W. M., the proposed location being shown throughout on the accompanying map.  
(E. or W.)

**DESCRIPTION OF WORKS**

**DIVERSION WORKS—**

Prairie Creek — Spring Creek Dam 2 ft. 20  
6 (a) Height of dam 6 feet, length on top 30 feet, length at bottom  
20 Earth and rock  
30 feet; material to be used and character of construction Piling, timber, rock and  
(Loose rock, concrete, masonry,  
dirt. Waste water to go over dam, and thru dam  
rock and brush, timber crib, etc., wasteway over or around dam)

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

(c) If water is to be pumped give general description \_\_\_\_\_  
(Size and type of pump)

(Size and type of engine or motor to be used, total head water is to be lifted, etc.)

\* A different form of application is provided where storage works are contemplated.

\*\* Applications for permits to appropriate water for the generation of electricity, with the exception of municipalities, must be made to the Hydroelectric Commission. Either of the above forms may be secured, without cost, together with instructions by addressing the State Engineer, Salem, Oregon.

12011 (a)

Plank flume from Spring Creek across Prairie Creek  
a distance of 150 ft. to main ditch.

CANAL SYSTEM OR PIPE LINE—

7. (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)  $\frac{3}{2}$  feet; width on bottom  $\frac{1}{2}$  feet; depth of water  $\frac{2}{2}$  feet; grade  $\frac{6.67}{6.67}$  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.

8. Location of area to be irrigated, or place of use \_\_\_\_\_

Township	Range	Section	Forty-acre Tract	Number Acres To Be Irrigated
2 S	45 E	7	NW $\frac{1}{4}$ SE $\frac{1}{4}$	
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	5
			NE $\frac{1}{4}$ NW $\frac{1}{4}$	22.5
			NW $\frac{1}{4}$ NW $\frac{1}{4}$	15
		6	SW $\frac{1}{4}$ SW $\frac{1}{4}$	19
2 S	44 E	1	SE $\frac{1}{4}$ SE $\frac{1}{4}$	3
2 S	45 E	6	SE $\frac{1}{4}$ SW $\frac{1}{4}$	3
2 S	44 E	1	NE $\frac{1}{4}$ SE $\frac{1}{4}$	2
				69.5

(If more space required, attach separate sheet)

(a) Character of soil \_\_\_\_\_ Rich black loam \_\_\_\_\_

(b) Kind of crops raised \_\_\_\_\_ Pasture, hay and garden \_\_\_\_\_

POWER OR MINING PURPOSES—

9. (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 OR DOMESTIC SUPPLY—

10. (a) To supply the city of .....  
..... County, having a present population of .....  
(Name of)  
and an estimated population of ..... in 193.....

(b) If for domestic use state number of families to be supplied .....

(Answer questions 11, 12, 13, and 14 in all cases)

11. Estimated cost of proposed works, \$ 500.00 .....

12. Construction work will begin on or before Ditch completed since 1889 .....

13. Construction work will be completed on or before Renewing dam to begin at once, on  
Prairie Creek

14. The water will be completely applied to the proposed use on or before May 1, 1936 .....

Dam in on Spring Creek and water in use .....

SIGNED IN THE PRESENCE OF US AS WITNESSES:

1. \_\_\_\_\_ Asa P. Craig  
(Signature of applicant)

2. W. F. Craig J. Percy Stearns  
as to Mrs. L. P. McCubbin W. F. Craig

Signed in the presence of us as witnesses: Mrs. L. P. McCubbin

(1) Chas. L. McCubbin  
(Name) (Address of witness)

(2) H. A. Steel  
(Name) (Address of witness)

Remarks: As to remaining signatures. ....

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 .....  
completion and balance of fees .....

In order to retain its priority, this application must be returned to the State Engineer, with  
corrections on or before January 23, 1936.

WITNESS my hand this 23rd day of December, 1935.

CHAS. E. STRICKLIN  
LN STATE ENGINEER

Application No. 16194

Permit No. 12011

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 20th day of December, 1935, at 1:00 o'clock P.M.

Returned to applicant:

Corrected application received:

Approved:

February 21, 1936

Recorded in book No. 34 of Permits on page 12011

CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. 8 Page 35 Fees Paid \$20.50

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 existing rights and 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 1.2 cubic feet per second measured at the point of diversion from the stream, or its equivalent in case of rotation with other water users, from Prairie Creek and Spring Creek, being 0.6 cu. ft. per second from each source.

The use to which this water is to be applied is irrigation and stock

If for irrigation, this appropriation shall be limited to 1/60th of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 1 acre foot per acre for each acre irrigated during any 30 day period from May 1, to July 31, and thereafter shall be limited to a diversion of not to exceed 1 acre foot per acre for each acre irrigated during the remainder of the irrigation season ending October 1, 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 20, 1935

Actual construction work shall begin on or before February 21, 1937 and shall thereafter be prosecuted with reasonable diligence and be completed on or before Oct. 1, 1938

Complete application of the water to the proposed use shall be made on or before Oct. 1, 1939

WITNESS my hand this 21st day of February, 1936

CHAS. E. STRICKLIN STATE ENGINEER