

CERTIFICATE NO. 19586

* APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, P. W. Absher (Name of applicant)

of Route # 2, The Dalles (Mailing address)

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 not a corporation

1. The source of the proposed appropriation is Mill Creek (Name of stream)

a tributary of Columbia River

2. The amount of water which the applicant intends to apply to beneficial use is 0.25

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 point of diversion is located 116 ft. S and 1795 ft. W from the NE sec. (N. or S.) (E. or W.)

corner of Section 18, T. 1 N., R. 13 E. W. M. (Section or subdivision)

or S. 76° 57' W, 1843 feet from the Northeast corner of Section 18, in T. 1 N., R. 13 E. W. M.

(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 NW 1/4 NE 1/4 of Sec. 18, Tp. 1 N., (Give smallest legal subdivision) (N. or S.)

R. 13 E., W. M., in the county of Wasco (E. or W.)

5. The pipe line to be 3000 feet (Main ditch, canal or pipe line) (Miles or feet)

in length, terminating in the NE 1/4 NW 1/4 of Sec. 18, Tp. 1 N., (Smallest legal subdivision) (N. or S.)

R. 13 E., W. M., the proposed location being shown throughout on the accompanying map. (E. or W.)

DESCRIPTION OF WORKS

Diversion Works—

6. (a) Height of dam 3 feet, length on top 18 feet, length at bottom

17 feet; material to be used and character of construction concrete (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)

(c) If water is to be pumped give general description 4 inch, turbine type (Size and type of pump)

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

maximum lift 330 feet, minimum lift 165 feet.

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

**Application 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.

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) 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, 3000 ft.; size at intake, 4 in.; size at 3000 ft. from intake 4 in.; size at place of use 4 in.; difference in elevation between intake and place of use, 330 ft. Is grade uniform? no. Estimated capacity, 0.25 sec. ft.

8. Location of area to be irrigated, or place of use 15 acres.

Township	Range	Section	Forty-acre Tract	Number Acres To Be Irrigated
1 N.	13 E.	18	NE 1/4 NW 1/4	7
1 N.	13 E.	18	NW 1/4 NE 1/4	8
				<u>15</u>
(For legal description see attached sheet)				

(If more space required, attach separate sheet)

(a) Character of soil loam

(b) Kind of crops raised cherries, peaches and apricots.

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

Deed Description, Vol. 83, P. 43, Wasco County Deed Records.
Fannie Roberts to P. W. Absher, et ux. January 27, 1931.

Beginning at an oak tree at the northwest corner of a tract of land sold to R. P. Keyes, said oak tree being 326 feet west of the north east corner of the northwest quarter of the northeast quarter of Sec. 18, T. 1 N., R. 13 East of Willamette Meridian: thence west 624 feet; thence S 35° E., 806 feet to a point in the county road from which an oak tree bears N. 35° W 425 feet distance; thence N 35° W 429 feet to the place of beginning, except a right of way for an irrigating ditch described in deed to Thomas Denton. Above described tract containing 7½ acres, more or less.

Deed Description, Vol. 92, P. 297, Wasco County Deed Records.
John F. Strong, et ux to P. W. Absher, et ux. February 21, 1941.

Beginning at a point 950 feet west of the northeast corner of the NW¼NE¼, Section 18, T. 1 N., R. 13 East of the Willamette Meridian, and located in Wasco County, Oregon; running thence west a distance of 486 feet to an oak tree; thence S 46° 57' E, 778 feet; thence N 79° 40' E, 78.6 feet; thence N 45° 15' E, 166.5 feet; thence N 35° 0' W, a distance of 485 feet, more or less, to point of beginning, containing 4.33 acres.

Also, beginning 8.90 chains south of the Northwest corner of the NE¼NW¼ of Section 18, T. 1 N., R. 13 E. W. M.; thence North 8.90 chains; thence East to a point 1436 feet West of the northeast corner of the NW¼NE¼ of said Section 18; thence S 46° 57' E, 2.80 chains; thence southwesterly to the place of beginning, and containing 10.50 acres, more or less.

Also, an easement 10 feet in width for ingress and egress to a private road, described in Vol. 82 P. 634, the south side of such easement to be located not less than 20 feet northwest of an iron stake marking the southwest corner of the 4.33 acre tract herein described.

Municipal or Domestic Supply—

10. (a) To supply the city of

(Name of) County, having a present population of

and an estimated population of in 19.....

(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, \$ 2000.....

12. Construction work will begin on or before June 1, 1946.....

13. Construction work will be completed on or before November 1, 1946.....

14. The water will be completely applied to the proposed use on or before April 1, 1947.....

(Sgd) P. W. Absher
(Signature of applicant)

Route # 2,
The Dalles, Oregon.....

Remarks: It is intended to pump water, under this application for a permit, outside the regular irrigation season. This will be from some time in October or November until May. The irrigated land being in fruit trees, will be greatly benefited, particularly during seasons of very light winter precipitation. The natural moisture is not sufficient during many years to keep the trees in a growing and producing condition. There is a large surplus of water in Mill Creek, during the season mentioned, that is not used. Even after a winter of light snow fall, the flow is in the neighborhood of 10 second feet, or more. It is not intended to use water under this application, when the flow of Mill Creek is low, that is, from June, through September.

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, 194.....

WITNESS my hand this day of, 194.....

STATE ENGINEER

Application No. 21333

Permit No. 16727

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, 1945, at 8:30 o'clock A.M.

Returned to applicant:

Corrected application received:

Approved:

March 18, 1946

Recorded in book No. 41 of Permits on page 16727

CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. 4 Page 6 A

Fees Paid \$9.50

PERMIT

STATE OF OREGON, } ss County of Marion,

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 0.25 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 Mill Creek

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

If for irrigation, this appropriation shall be limited to 1/60th of one cubic foot per second or its equivalent for each acre irrigated during the irrigation season from April 1, to 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, 1945

Actual construction work shall begin on or before March 18, 1947 and shall thereafter be prosecuted with reasonable diligence and be completed on or before

October 1, 1948

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

October 1, 1949

WITNESS my hand this 18th day of March, 1946.

CHAS. E. STRICKLIN STATE ENGINEER