

* APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, Wm. Butler (Name of applicant)

of Ontario, Oregon Box 20 (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

1. The source of the proposed appropriation is Jerry Creek & Scott Res No 2 (Name of stream)

a tributary of Malheur River

2. The amount of water which the applicant intends to apply to beneficial use is 9.2 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 Supplemental irrigation (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 900 ft. S and 1200 ft. W from the corner of Section 26, T. 18 S., R. 37 E., W.M. (Section or subdivision)

Reservoir feeder ditch diverts water from Jerry Creek at a point S. 51°E. 2642 ft. from the N.W. corner of Sec. 26, T. 18S., R 37 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 SE 1/4 NW 1/4 & NE 1/4 SE 1/4 of Sec. 26, Tp. 18 S., R. 37 E., W.M., in the county of Malheur (Give smallest legal subdivision)

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

5. The Main ditch to be 1 1/2 mile in length, terminating in the NE 1/4 NE 1/4 of Sec. 36, Tp. 18 S., R. 37 E., W. M., the proposed location being shown throughout on the accompanying map. (Main ditch, canal or pipe line) (Smallest legal subdivision) (Miles or feet) (N. or S.)

DESCRIPTION OF WORKS

Diversion Works—

6. (a) Height of dam 8 feet, length on top 12 feet, length at bottom 60 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 Steel 8 in (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.

** 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, 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		
18 S	37 E	25	SW $\frac{1}{4}$ SW $\frac{1}{4}$	20	6	
			SE $\frac{1}{4}$ SW $\frac{1}{4}$	25	5	
		26	NW $\frac{1}{4}$ SE $\frac{1}{4}$	5	2	
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	10	1	
		35	SE $\frac{1}{4}$ SE $\frac{1}{4}$	19	.4	
			NE $\frac{1}{4}$ NE $\frac{1}{4}$	22		
		36	NE $\frac{1}{4}$ NW $\frac{1}{4}$	25	2	
				126	16.4	

(If more space required, attach separate sheet)

(a) Character of soil Dark granite soil

(b) Kind of crops raised Hay

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? No
(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 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, \$.....500.00.....

12. Construction work will begin on or before May 47.....

13. Construction work will be completed on or before March 49.....

14. The water will be completely applied to the proposed use on or before June 49.....

(Sgd) Wm Butler
(Signature of applicant)

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, 19.....

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

STATE ENGINEER

Application No. 23466

Permit No. 18513

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 5th day of October, 1948, at 1:00 o'clock P. M.

Returned to applicant:

Corrected application received:

Approved:

January 17, 1949

Recorded in book No. 45 of Permits on page 18513

CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. 10 Page 18

Fees Paid \$27.65

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 0.41 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 Jerry Creek and 9.2 acre-feet from reservoir to be constructed under Application No. R-23451, Permit No. R-955.

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

If for irrigation, this appropriation shall be limited to 1/40th from direct flow 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 3 acre feet per acre for each acre irrigated during the irrigation season of each year from direct flow and storage from reservoir to be constructed under Permit No. R-955; provided further that the amount of water allowed herein, together with the amount secured under any other right existing for the same lands shall not exceed the limitation allowed herein,

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 October 5, 1948

Actual construction work shall begin on or before January 17, 1950 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1950

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

October 1, 1951

WITNESS my hand this 17th day of January, 1949

CHAS. E. STRICKLIN

STATE ENGINEER