

\* APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I We, Clara M. Welch, Ray Welch, Roy Welch and Emma B. Fisher,

(Name of applicant)

By Albert L. Fisher, Agent, of Haines, Baker County,

(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 the waste water in a draw running northeasterly across Secs. 11 & 12, Tp. 7, S.R. 38, E. W.M., of Baker County, Oregon, a tributary of North Powder River

(Name of stream)

2. The amount of water which the applicant intends to apply to beneficial use is two & one-half cubic feet per second of the waters in said draw.

(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 supplemental supply for irrigation

(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located ft. and ft. from the corner of see Remarks

(N. or S.)

(E. or W.)

(Section or subdivision)

(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 of Sec. , Tp. R. , W. M., in the county of

(Give smallest legal subdivision)

(N. or S.)

(E. or W.)

5. The See Remarks to be in length, terminating in the of Sec. , Tp. R. , W. M., the proposed location being shown throughout on the accompanying map.

(Main ditch, canal or pipe line)

(Miles or feet)

(Smallest legal subdivision)

(N. or S.)

(E. or W.)

DESCRIPTION OF WORKS

Diversion Works—

See Remarks

6. (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

(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 E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
7 S	38 E	11	NE $\frac{1}{4}$ SE $\frac{1}{4}$	40
"	"	"	SE $\frac{1}{4}$ SE $\frac{1}{4}$	40
"	"	12	E $\frac{1}{2}$ SW $\frac{1}{4}$	80
"	"	"	NW $\frac{1}{4}$ SW $\frac{1}{4}$	40
"	"	"	SW $\frac{1}{4}$ SW $\frac{1}{4}$	40
"	"	13	NW $\frac{1}{4}$	160
"	"	14	E $\frac{1}{2}$ NE $\frac{1}{4}$	80
				<u>480</u>

(If more space required, attach separate sheet)

(a) Character of soil ..... bottom land - slight gravel .....

(b) Kind of crops raised ..... hay and grain .....

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 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, \$.....

12. Construction work will begin on or before ..... Fully completed

13. Construction work will be completed on or before ..... " "

14. The water will be completely applied to the proposed use on or before ..... Has been

applied for many years.

Clara M. Welch  
Ray Welch (Signature of applicant)  
Roy Welch  
Emma B. Fisher

Remarks: .....

By (Sgd) Albert L. Fisher  
Agent

W. J. Welch died several years ago. Clara M. Welch is his widow. Ray Welch, Roy Welch and Emma B. Fisher are his children. The four of them are his sole heirs and the owners of the properties above described. The above named Albert L. Fisher is the agent in charge of these properties, and makes this application for the owners.

Paragraph 4

The diversion point of ditch #1 is 634 ft. North and 672 ft. West from the center of Section 14, Tp. 7 South, R. 38, E.W.M.; the diversion point of ditch #2 is S. 35° 57' E. 851.22 ft. from the South end of the North and South center line of Section 11, same Tp. and Range; the diversion point of ditch #3 is N. 87° 03' E. 1416.25 ft. from said South end.

These are in reality diversion ditches extending on to portions of Secs. 11, 12, 13 and 14, as shown in Par. 8 hereof where lands to be irrigated are noted and set out.

As stated in Par. 3 above, this is for supplemental irrigation and supplements adjudicated waters from North Powder River, plus Permit No. 6498 as based on the application of W. J. WELCH made Aug. 11, 1924, and upon which Certificate of Water Right issued on August 24th, 1928, such being recorded in Vol. 7 of the State Records of Water Right Certificates at page 7673. Such Certificate was recorded August 28, 1928, in Vol. 1 of the Record of Water Right Certificates of Baker County, Oregon, at page 619. Attention is called to such Certificate of Water Right which shows a total only of 309.5 acres, when in truth and in fact the acreage as set out, and for which supplemental water is allowed, amounts to 453.5 acres. This supplemental right, as now applied for, totals 453.5 acres.

All the waters in this draw have for many years been used continuously on these lands, such applying to the irrigation season. The adjudicated rights, plus the application and certificate above referred to, do not cover all of said waters. This present application is intended to cover these waters in the draw and to fully supplement all rights on and for the lands hereinafter set out in Par. 8.

These ditches are fully constructed, and have been used continuously for many years. The two upper ditches are approximately 3 feet wide on the bottom and 4 feet wide on the top, average 2 to 3 feet deep. The lower or "Barn Ditch" is approximately 2 feet wide on the bottom and 3 feet wide on the top and approximately 2 feet deep. The combined map shows the approximate location of these ditches.

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

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before .....  
October 9 1950  
June 19 19 50

WITNESS my hand this ..... 7th September 1950  
18th day of May 19 50

CHAS. E. STRICKLIN  
STATE ENGINEER

By Ed K. Humphrey, Assistant

Application No. 24466

Permit No. 19907

**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 February, 1950, at 8:00 o'clock A. M.

Returned to applicant:

Corrected application received:

Approved:

January 31, 1951

Recorded in book No. 48 of

Permits on page 19907

CHAS. E. STRICKLIN

STATE ENGINEER

Drainage Basin No. 9 Page 38

Fees Paid 43.40

**PERMIT**

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

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 2.5 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 an unnamed stream

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

If for irrigation, this appropriation shall be limited to 1/40th 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 4 acre feet per acre for each acre irrigated during the irrigation season of each year, and shall be still further limited to a diversion of not to exceed 2.5 c.f.s.; 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 June 21, 1950

Actual construction work shall begin on or before January 31, 1952 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1952

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

October 1, 1953

WITNESS my hand this 31st day of January, 1951

CHAS. E. STRICKLIN

STATE ENGINEER