

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, Jacobus Lee Kelley of 603 S.W. 6th Pendleton 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 Umatilla River, a tributary of Columbia

2. The amount of water which the applicant intends to apply to beneficial use is 1/5 cubic feet per second.

**3. The use to which the water is to be applied is Irrigation

4. The point of diversion is located 166ft. N. and 1269ft. E from the S.W. corner of Sec. 1, T. 2 N., R. 32 E., W. M. Exact position being N. 82° 30' E. 1270 ft. From the S.W. Cor. of said Sec. 1.

being within the SW 1/4 SW 1/4 of Sec. 1, Tp. 2 N., R. 32 E., W. M., in the county of Umatilla

5. The 2" pipe line to be 1/2 mile in length, terminating in the SW 1/4 of Sec. 1, Tp. 2 N., R. 32 E., W. M., the proposed location being shown throughout on the accompanying map.

DESCRIPTION OF WORKS

Diversion Works—

6. (a) Height of dam ... feet, length on top ... feet, length at bottom ... feet: material to be used and character of construction

(b) Description of headgate

(c) If water is to be pumped give general description

*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.

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, 600 ft.; size at intake, 2 in.; size at ft. from intake 2 in.; size at place of use 2 in.; difference in elevation between intake and place of use, 50 ft. Is grade uniform? Yes Estimated capacity, 1/5 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 N.	32 E.	12	S/2 - S W 1/4 SW 1/4	1.7
			SE 1/4 SW 1/4	0.2
			NE 1/4 NW 1/4	0.1
			NW 1/4 NW 1/4	0.2
				2.2

(If more space required, attach separate sheet)

(a) Character of soil Sandy loam

(b) Kind of crops raised corn

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

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, \$ 532

12. Construction work will begin on or before 1st of NOVEMBER 1950

13. Construction work will be completed on or before 1st of APRIL 1951

14. The water will be completely applied to the proposed use on or before JUNE of 1951

Jacob Lee Kelley (Signature of applicant)

Remarks: LEGAL DESCRIPTION

TRACT I:

Beginning at a point on the Northerly right of way line of the O. W. R. R. and N. Co.'s railroad, which point lies 689.0 feet Easterly of the southwest corner of Lot 9, Block 37, Reservation Addition to the Town, now City of Bendleton (said 689.0 feet being measured along the Northerly right of way line of said O. W. R. R. and N. Co.); thence North 198 feet, more or less, to the Southerly line of the old Byer's mill race and along the southerly line of the Umatilla River to a point on the East line of Lot II, Section I, Towns in 2 North, Range 22; E. T. 7; thence South along said East line of Lot II to the North line of the O. W. R. R. and N. Co.'s right of way; thence Westerly along the North line of said right of way to the point of beginning;

TRACT II:

Also, commencing at a point on the West line of Lot 9, Block 37, Reservation Addition to the Town, now City of Bendleton, 20 feet Northerly at right angles to the North line of the O. W. R. R. and N. Co.'s right of way; thence South along the West line of said Lot 9 to the North line of said O. W. R. R. and N. Co.'s right of way; thence Easterly along the North line of said right of way 29.0 feet to the Southwest corner of the above described tract; thence North along the West line of said above described tract at a point 20 feet Northerly at right angles to the North right of way line of said O. W. R. R. and N. Co.; thence Easterly parallel to said 20 feet West line Northerly at right angles from the North line of said O. W. R. R. and N. Co.'s right of way to the point of beginning;

TRACT III:

Also, that portion of the Southeast quarter of the Southwest quarter of Section 1, Range 22 North, Range 22, E. T. 7, being a portion of the lot of water right, being out of the old mill race, Northerly of the Umatilla River, and the portion of the Umatilla River described as follows: Beginning at a point on the West line of Lot 9, Block 37, Reservation Addition to the Town, now City of Bendleton, 20 feet Northerly at right angles to the North line of the O. W. R. R. and N. Co.'s right of way; thence South along the West line of said Lot 9 to the North line of said O. W. R. R. and N. Co.'s right of way; thence Easterly along the North line of said right of way 29.0 feet to the Southwest corner of the above described tract; thence North along the West line of said above described tract at a point 20 feet Northerly at right angles to the North right of way line of said O. W. R. R. and N. Co.; thence Easterly parallel to said 20 feet West line Northerly at right angles from the North line of said O. W. R. R. and N. Co.'s right of way to the point of beginning;

STATE OF OREGON, } ss. County of Marion,

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/or correction

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before April 16, 1951

WITNESS my hand this 14th day of March, 1951

CHAS. E. TRICKLIN, STATE ENGINEER Ed K. Humphrey, Assistant mrh

PERMIT

STATE OF OREGON, }
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 0.055 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 Umatilla River

The use to which this water is to be applied is 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 3 acre feet per acre for each acre irrigated during the irrigation season of each year,

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 February 26, 1951

Actual construction work shall begin on or before November 10, 1952 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1953

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

October 1, 1954

WITNESS my hand this 16th day of November 1951

Chas. E. Stricklin
STATE ENGINEER

Permits for power development are subject to the payment of annual fees as provided in sections 1 and 2, chapter 74, Oregon Laws 1933.

Application No. 25567
Permit No. 20211

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 26th day of February 1951, at 9:00 o'clock A. M.

Returned to applicant:

Corrected application received:

Approved:

November 16, 1951 of

Recorded in book No. 49

Permits on page

CHAS. E. STRICKLIN
STATE ENGINEER

Drainage Basin No. 7 Page 13

Fees Paid