

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, Alven J. Gissel

(Name of applicant)

of Wasco

(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 waste water from fields, irrigated
by water from Threemile and Badger Creeks, diverted from a tributary of Threemile Creek
a small ravine

2. The amount of water which the applicant intends to apply to beneficial use is 0.66
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 534 ft. N. and 97 ft. E. from the SW
corner of Sec. 10; second point of diversion is 2342 ft. North and 1254 ft.,
West of SW cor of Sec. 10; the third point of diversion is 501 ft., North
and 1760 feet East from the SW cor. of same Section 10, T. 4 S., R. 12
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 SW 1/4 Sec. 10, NE 1/4 Sec. 9 of Sec. SE 1/4 SW 1/4 T. 4 S., R. 12 E. W. M.

R. 12 E. W. M. in the county of Wasco.

5. The ditch to be 2 miles

(Main ditch, canal or pipe line)

in length, terminating in the SE 1/4 of Sec. 10 T. 4 S., R. 12 E. W. M.

R. 12 E. W. M., the proposed location being shown throughout on the accompanying map

DESCRIPTION OF WORKS

Diversion Works:

6. (a) Height of dam no dam feet, length on top feet, length at bottom feet; material to be used and character of construction

(b) Description of headgate timber, one 12" x 12" opening for eel intake.

(c) If water is to be pumped give general description no pump

*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 this application, must be made to the Department of Conservation. Either of the above forms may be secured, with instructions for additional information, by writing to the Department of Conservation, 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) 2 feet; width on bottom 1 feet; depth of water 1 feet; grade 1.5 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 52.8 acres.

Township	Range	Section	Forty-acre Tract	Number Acres To Be Irrigated
4 S.	12 E.	9	NE $\frac{1}{4}$ SE $\frac{1}{4}$	2.0
4 S.	12 E.	10	NW $\frac{1}{4}$ SE $\frac{1}{4}$	7.7
4 S.	12 E.	10	SW $\frac{1}{4}$ SW $\frac{1}{4}$	4.0
4 S.	12 E.	10	SE $\frac{1}{4}$ SW $\frac{1}{4}$	9.0
4 S.	12 E.	10	SW $\frac{1}{4}$ SE $\frac{1}{4}$	20.2
4 S.	12 E.	10	SE $\frac{1}{4}$ SE $\frac{1}{4}$	9.9

(If more space required, attach separate sheet)

(a) Character of soil volcanic loam

(b) Kind of crops raised alfalfa

Power or Mining Purposes—

9. (a) Total amount of power to be developed (No. of horsepower)

(b) Quantity of water to be used for power sec. ft.

(c) Total fall to be utilized feet.

(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

REGISTERED

STATE OF OREGON

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BEFORE THE STATE ENGINEER OF THE STATE OF OREGON

In the Matter of Application)
No. 24887 by Alven J. Gissell)
for a permit to appropriate)
waste waters of the Badger Im-)
provement District of Wamic,)
Wasco County, State of Oregon.)

STIPULATION

Come now Alven J. Gissell, the above named applicant,
and the Badger Improvement District of Wamic, Wasco County,
State of Oregon, represented by its attorney T. Leland Brown,
and

IT IS HEREBY STIPULATED, agreed and understood by the
said respective parties that when and if the State Engineer
should grant a permit upon Application No. 24887 for the ap-
propriation of the waste and seepage water of the Badger Im-
provement District to the said Permittee, that such permit is
subject to the prior rights of the Badger Improvement District
and the United States to divert and use any or all of such
water.

And it is further understood and agreed that this stipu-
lation shall be made a part of such permit, when and if granted
by the State Engineer.

Done and dated this 12 day of ^{January} July, 1933.

Alven J. Gissell

Applicant.

BADGER IMPROVEMENT DISTRICT
By *T. Leland Brown*

Its Secretary.

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, \$ 100. _____
- 12. Construction work will begin on or before October 1, 1950 _____
- 13. Construction work will be completed on or before October 1, 1951 _____
- 14. The water will be completely applied to the proposed use on or before July 1, 1952.

Alven J. Gissel
(Signature of applicant)

Wamie, Oregon.

Remarks: Description of land under contract sale from Leone Miller (widow) to Alven J. Gissel et ux. as follows: "The southeast quarter of the northeast quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$) and northeast quarter of the southeast quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$) Section 9; and the East half of northwest quarter (E $\frac{1}{2}$ NW $\frac{1}{4}$), southwest quarter of the northwest quarter (SW $\frac{1}{4}$ NW $\frac{1}{4}$), the southwest quarter (SW $\frac{1}{4}$) and the south half of the southeast quarter (S $\frac{1}{2}$ SE $\frac{1}{4}$) of Section 10, Township 4 South, Range 12 East of the Willamette Meridian. Contains 440 acres."

The source of water is from both Threemile and Badger Creeks, as several fields at higher elevation are irrigated and the over flow and waste from these fields are collected in the small ravine from which the three points of diversion are located. The water from this ravine if the flow is sufficient, reaches Threemile Creek, within the town of Wamie. This water, less than one second foot, flows during the heavy irrigation in May, and during the second alfalfa irrigation in July, during seasons of abundant water supply.

Upon examining the course of flow of this water, it does not seem probable that anyone else would be able to make use of it.

STATE OF OREGON,
County of Marion,

This is to certify that I have examined the foregoing application, together with the maps and data, and return the same for _____

In order to retain its priority, this application must be returned to the State Engineer, _____

WITNESSED by me this _____ day of _____

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 hereth granted is limited to the amount of water which can be applied to beneficial use and shall not exceed 0.66 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 waste water

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

If for irrigation, this appropriation shall be limited to 1/60 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 also be limited to the water available at the proposed point of diversion, and shall not carry with it the right to compel the continuance of the waste water, and shall be still further limited to a diversion of not to exceed 0.66 c.f.s. and shall be still further limited to the terms and conditions of the stipulation, a copy of which is attached hereto,

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 19, 1950

Actual construction work shall begin on or before March 31, 1951

thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1955

Complete application of the water to the proposed use shall be made on or before October 1, 1956

WITNESS my hand this 31st day of March 1951

[Signature]

Permits for water development are subject to the payment of annual fees as provided in section 21651, Oregon Statutes.

Application No. 24887
Permit No. 21651

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 19th day of June 1950 at 8:00 o'clock A. M.
Returned to applicant.

Corrected application received:

Approved

March 31, 1951

Recorded in book No. 51

Permits on page 21651

W. F. SHERMAN
STATE ENGINEER

Drainage Basin No. 5 Page 5 of 6

Fees Paid

Extended to Oct. 1, 1957
Extended to Oct. 1, 1959