

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, Hudspeth Land & Livestock Company, a co-partnership of Prineville 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 North Fork Crooked River, Howard Creek, Springs (See Remarks), a tributary of Crooked River

2. The amount of water which the applicant intends to apply to beneficial use is 100.35 cubic feet per second. (See Remarks for breakdown of quantity from each source)

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

4. The point of diversion is located see remarks & attached list of diversion point descriptions

being within the R. 21 E, W. M., in the county of Crook

5. The Howard Co. Shoemaker High Line Canals to be approx 21 miles in length, terminating in the NE 1/4 NE 1/4

DESCRIPTION OF WORKS

6. (a) Height of dam 2'-8 feet, length on top 10-50 feet, length at bottom 8-40 feet; material to be used and character of construction Rock & earth fill with waste ways around ends

(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.

ASSIGNED. See Minn. Pac. Vol. 6 page 1353-1354

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 North or South	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
				(8,027.5 Ac.)
		See Attached schedules		(15,447.0 Ac.)

(If more space required, attach separate sheet)

(a) Character of soil loam

(b) Kind of crops raised hay, grass, alfalfa & 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

APP No. 30100

24774

Township	Range	Section	Primary or Supplemental	APR No. 30100																Total Primary	Total Supplemental	Grand Total	
				NE				NW				SW				SE							
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE				
13S	20E	26	P														3.0	40.0	40.0	83.0	-	83.0	
13S	21E	31	P											20.0	40.0	31.0	30.0	20.0	10.0	7.0	158.0	-	158.0
		32	P											40.0	40.0	40.0	22.0	40.0	40.0	40.0	262.0	-	262.0
14S	20E	1	P		40.0	11.0	29.0	30.0	5.0	40.0	8.0	28.0	32.0	5.0			3.0			231.0	-	231.0	
		11	P																28.0	28.0	-	28.0	
		12	P		6.0			25.0						40.0	40.0	40.0	40.0	40.0	40.0	40.0	348.0	-	348.0
		13	P		20.0			40.0	40.0	40.0	40.0	10.0	25.0	20.0	40.0	5.0	40.0	40.0	40.0	360.0	-	360.0	
14S	21E	2	P											22.0	20.0	40.0	40.0		20.0	15.0	157.0	-	157.0
		3	P			5.0		30.0	40.0	38.0	40.0	40.0	40.0	40.0	20.0	22.0	40.0			353.0	-	353.0	
		4	P	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	29.0	40.0	40.0	40.0	40.0	40.0	40.0	629.0	-	629.0	
		5	P	40.0	40.0	40.0	20.0						6.0	12.0	20.0	36.0		20.0	36.5	270.5	-	270.5	
		6	P	2.0	23.0	40.0		40.0				40.0	40.0	20.0	40.0	40.0	20.0	40.0	40.0	405.0	-	405.0	
		7	P			40.0	17.0					40.0	25.0	40.0	40.0	30.0	40.0	40.0	25.0	40.0	417.0	-	417.0
		8	P	40.0	40.0	40.0	40.0		13.0	40.0	20.0						3.0		7.0	20.0	263.0	-	263.0
		9	P	40.0	40.0	40.0	36.0	29.0				15.0	5.0			2.0	32.0	40.0		29.0	308.0	-	308.0
		10	P	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0			40.0	40.0	38.0		8.3	3.9	450.3	-	450.3	
		11	P	40.0	40.0	40.0	26.0	40.0	40.0	40.0	40.0	40.0	36.0	3.9	14.0	7.0	40.0	12.0	1.5	461.8	-	461.8	
		13	P	24.0		4.9	35.0										40.0	40.0	40.0	40.0	264.0	-	264.0
		14	P	9.0			4.0					10.0		10.0							33.0	-	33.0
		15	P					25.0	40.0	13.0	4.0			6.0	7.2						96.2	-	96.2
		16	P	7.0	1.0	10.0	1.0				1.0	28.0		10.0	6.0	40.0	39.0	32.0	40.0		213.0	-	213.0
		17	P	5.0	35.0		2.0	40.0	40.0			2.0	5.0	46.0	40.0	1.0	2.0	40.0	40.0		256.0	-	256.0
		18	P			5.0								40.0		2.0			40.0		87.0	-	87.0
		19	P	39.0	39.0	35.0	37.0	38.0				30.0									218.0	-	218.0
		20	P	38.0	38.0	40.0	40.0		38.0	40.0	40.0	40.0	40.0			40.0	40.0	40.0	40.0	26.0	540.0	-	540.0
		21	P					38.0				13.0	40.0								91.0	-	91.0
		22	P			40.0		1.0		10.0		15.0									66.0	-	66.0
		23	P				20.0	40.0	9.0	3.0							32.0	5.0	32.0	24.0	166.0	-	166.0
		24	P	40.0	40.0							15.0		4.0	7.0						106.0	-	106.0
		25	P					40.0	40.0	20.0											100.0	-	100.0
		26	P	40.0			40.0	35.0	22.0		14.0	7.0									158.0	-	158.0
		27	P	40.0	40.0			7.0	40.0	40.0		5.0									172.0	-	172.0
		28	P				25.0														25.0	-	25.0
		29	P			35.0	40.0	20.0	40.0	10.0	9.0	40.0	40.0	4.0		10.0					248.0	-	248.0
				441.1	597.0	556.4	471.1	538.6	467.0	416.3	463.0	498.0	508.7	441.0	502.1	410.5	434.5	567.5	607.9	8029.0			
				TOTAL ACREAGE																		8027.5	

ITEM No. 4 : DIVERSION POINT LOCATIONS :

- No. 1 : 500 Ft. North & 740 Ft. East from SW corner of SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29, T14S, R21E, W.M., as witnessed by USFS marker - being in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29, T14S, R21E, W.M. (North Fork Crooked River)
- No. 2 : 5 Ft. North & 1550 Ft. East of West $\frac{1}{4}$ corner of Sec. 19, T14S, R21E, W.M. - being in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 19, T14S, R21E, W.M. (Brush Creek)
- No. 3 : 975 Ft. North of SW corner of Sec. 14, T14S, R20E, W.M. - being in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 14, T14S, R20E, W.M. (Johnson Creek)
- No. 4 : 1575 Ft. North & 250 Ft. East of SW corner of Sec. 14, T14S, R20E, W.M. - being in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 14, T14S, R20E, W.M. (Johnson Creek)
- No. 5 : 2750 Ft. North & 980 Ft. East of SW corner of Sec. 14, T14S, R20E, W.M. - being in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 14, T14S, R20E, W.M. (Johnson Creek)
- No. 6 : 1200 Ft. North & 270 Ft. East of SW corner of Sec. 13, T14S, R20E, W.M. - being in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13, T14S, R20E, W.M. (Johnson Creek)
- No. 7 : 1000 Ft. North & ^{790 Ft.} West of SE corner of Sec. 11, T14S, R20E, W.M. - being in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11, T14S, R20E, W.M. (Cram Creek)
- No. 8 : 830 Ft. South & 1160 Ft. East of NW corner of Sec. 1, T14S, R20E, W.M. - being in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, T14S, R20E, W.M. (Howard Creek)
- No. 9 : 1800 Ft. North & 900 Ft. West of SE corner Sec. 36, T13S, R20E, W.M. - being in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 36, T13S, R20E, W.M. (Tributary to Indian Creek)
- No. 10 : 1290 Ft. North & 2940 Ft. East of SW corner Sec. 31, T13S, R21E, W.M. - being in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 31, T13S, R21E, W.M. (Indian Creek)
- No. 11 : 100 Ft. South & 1010 Ft. West of East $\frac{1}{4}$ corner, Sec. 32, T13S, R21E, W.M. - being in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32, T13S, R21E, W.M. (Stump Creek)
- No. 12 : 1160 Ft. South & 500 Ft. West of East $\frac{1}{4}$ corner, Sec. 32, T13S, R21E, W.M. - being in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32, T13S, R21E, W.M. (Fox Creek)
- No. 13 : 300 Ft. North & 960 Ft. East of SW corner, Sec. 34, T13S, R21E, W.M. - being in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 34, T13S, R21E, W.M. (Elliot Creek)
- No. 14 : 780 Ft. North & 3300 Ft. East of West $\frac{1}{4}$ corner, Sec. 3, T14S, R21E, W.M. - being in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 3, T14S, R21E, W.M. (Tributary to Elliot Creek)

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

13. Construction work will be completed on or before

14. The water will be completely applied to the proposed use on or before October, 1957.....

Hudspeth Land & Livestock Company

(Signature of applicant)

by *Vermon L. Buda*
Attorney

Remarks:

Ref. Item 1: This large area is interspersed with small streams--all ~~being~~ running into the Crooked River and the points of diversion will be in almost every section in the township and will be set out clearly in a map to be prepared showing in detail off of aerial photos all of the small streams as well as ditches and points of diversion.

Streams from which diversions are proposed are North Fork Crooked

River and the following tributaries thereto: Brush Creek; Johnson Creek; Cram Creek; Howard Creek; Indian Creek; Stump Creek; and Elliot Creek.

Ref. Item 2: North Fork Crooked River ^{20.35}~~20.0~~ cfs; Brush Creek ^{5.0}~~5.0~~ cfs;

Johnson Creek ^{10.0}~~10.0~~ cfs; Cram Creek ^{10.0}~~10.0~~ cfs; Howard Creek ^{20.0}~~20.0~~ cfs;

Indian Creek & tributary thereto ^{10.0}~~10.0~~ cfs; Stump Creek ^{7.5}~~7.5~~ cfs; Fox

Creek ^{7.5}~~7.5~~ cfs; Elliot Creek & tributary thereto ^{10.0}~~10.0~~ cfs. (Total: ^{100.35}~~100.0~~ cfs)

Ref. Item 6: Howard Cr. & Sheemaker High Line Canal will form a horseshoe around the lands filed on herein & will intercept the above named tributaries to North Fork Crooked River. At each point of interception wasteways will be provided to return flow to stream channels. Diversion structures will be incorporated in the canal structure. Stream channels below points of diversion will be incorporated in distribution system.

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.....

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 100.35 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 North Fork Crooked River, Brush Creek, Johnson Creek, Gram Creek, Howard Creek, Indian Creek and tributary, Stump Creek, Fox Creek and Elliot Creek and tributary, being 20.35 c.f.s. from North Fork Crooked River; 5.0 c.f.s. from Brush Creek; 10 c.f.s. from Johnson Creek; 10 c.f.s. from Gram Creek; 20 c.f.s. from Howard Creek; 10 c.f.s. from Indian Creek and tributary; 7.5 c.f.s. from Stump Creek; 7.5 c.f.s. from Fox Creek and 10 c.f.s. from Elliot Creek and tributary.

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

If for irrigation, this appropriation shall be limited to 1/10 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 1/4 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 100.35 c.f.s.,

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 30, 1955

Actual construction work shall begin on or before April 25, 1958 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1958.

Complete application of the water to the proposed use shall be made on or before October 1, 1959.

WITNESS my hand this 25th day of

April 1957 Lewis A. Stanley STATE ENGINEER

Application No. 30100 Permit No. 24774

PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

This instrument was first received in the office of the State Engineer at Salem, Oregon, on the 30th day of June 1955, at 8:00 o'clock A. M.

Returned to applicant:

Approved:

April 25, 1957

Recorded in book No. 66 of Permits on page 24774

LEWIS A. STANLEY STATE ENGINEER

5-14C

State Printing

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