

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, Charles M. Colton (Name of applicant)

of Baker (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

The Applicant is and Individual

1. The source of the proposed appropriation is Powder River (Name of stream)

a tributary of Snake River

2. The amount of water which the applicant intends to apply to beneficial use is 3 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 330 ft. S. and 990 ft. W. from the NE corner of Sec. 17, T. 2 S., R. 40 E., W. M. (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 NE 1/4 of NE 1/4 of Sec. 17, Tp. 2 S., R. 40 E., W. M., in the county of Baker

(Give smallest legal subdivision) (E. or W.)

5. The new lateral ditch to be 1/2 mile (Main ditch, canal or pipe line) (Miles or feet)

in length, terminating in the SW 1/4 of SW 1/4 of Sec. 4, Tp. 2 S., R. 40 E., W. M., the proposed location being shown throughout on the accompanying map.

(E. or W.)

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

(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 Pacific Centrifugal with capacity of 1700 g/p/m to be powered by gasoline, diesel or electric motor. 15hp (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) 5 feet; width on bottom 3 feet; depth of water 0.75 feet; grade about 7 feet fall per one thousand feet.

(b) At 1/2 miles from headgate: width on top (at water line) 5 feet; width on bottom 3 feet; depth of water 0.75 feet; grade about 7 feet fall per one thousand feet.

(c) Length of pipe. 3/4 ft.; size at intake, 12 in.; size at 3/4 miles from intake 12 in.; size at place of use 12 in.; difference in elevation between intake and place of use. 18 ft. Is grade uniform? Yes Estimated capacity, 1700 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	Party-acre Tract	Number Acres To Be Irrigated
8 S.	40 E.	4	Lot 3 ( NE $\frac{1}{4}$ NW $\frac{1}{4}$ )	38.81
			Lot 4 ( NW $\frac{1}{4}$ NW $\frac{1}{4}$ )	38.67
			SW $\frac{1}{4}$ NW $\frac{1}{4}$	40.00
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00
			NE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	40.00
			Total	237.53

LEGAL DESCRIPTION: The NW $\frac{1}{4}$  and the NE $\frac{1}{4}$  of the SW $\frac{1}{4}$  of Section 4, T. 8 S., R. 40 E., W. M., Baker County, Oregon

(If more space required, attach separate sheet)

(a) Character of soil Lava Ash-Some Alkali

(b) Kind of crops raised Hay, Grain and Pasture

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.

(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 .....

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 \_\_\_\_\_

*(Amount available in A, B, C, and D in all cases)*

- 11. Estimated cost of proposed works, \$ \_\_\_\_\_ A,000.00 \_\_\_\_\_
- 12. Construction work will begin on or before \_\_\_\_\_ Summer of 1958 \_\_\_\_\_
- 13. Construction work will be completed on or before \_\_\_\_\_ Irrigation Season of 1959 \_\_\_\_\_
- 14. The water will be completely applied to the proposed use on or before \_\_\_\_\_  
Irrigation Season 1960 \_\_\_\_\_

*Charles H. Colton*  
(Signature of applicant)

Remarks: It is proposed to convey water through the Grier Ditch to SE $\frac{1}{4}$  SE $\frac{1}{4}$  of Sec. 5, T. 9 S., R. 40 E., W. M., thence through a new ditch to the pumping side. Charles H. Colton and Charles M. Colton are owners of the Grier Ditch, which has the capacity to convey this extra water. During the spring high water the new ditch will be used. After the high water in Powder River, it is proposed to pump from an excavated well to irrigate the land under this application. The ground water Application is submitted to be supplemental to this application.

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 3 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 Powder River

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

If for irrigation, this appropriation shall be limited to 1/40 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 1/2 acre feet per acre for each acre irrigated during the irrigation season of each year; 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 4, 1958

Actual construction work shall begin on or before September 17, 1959 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19 60.

Complete application of the water to the proposed use shall be made on or before October 1, 19 61.

WITNESS my hand this 17th day of September 19 58

*Lewis A. Stanley*  
STATE ENGINEER

Application No. 322365  
Permit No. 25558

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 17th day of Sept. 1958, at 5:00 o'clock A. M.

Returned to applicant:

Approved:

September 17, 1958 of  
Recorded in book No. 69  
Permits on page 25558

LEWIS A. STANLEY  
STATE ENGINEER

9-25A