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STATE ENGINEER  
SALEM, OREGON

Permit No. 26491

APPLICATION FOR PERMIT

# To appropriate the Public Waters of the State of Oregon

1. Pine Lakes Ditch and Reservoir Company

(Name of applicant)

of Carbon

(Mailing address)

Baker County

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

September 9, 1903, Baker County, Oregon

1. The source of the proposed appropriation is East Lake Reservoir located on an unnamed branch of the East Fork of Pine Creek

(Name of stream)

and from Pine Creek, a tributary of Snake River

2. The amount of water which the applicant intends to apply to beneficial use is 250 acre-feet of storage to benefit all lands shown on tabulation cubic feet per second. (2,866,000) and Application No. 25232 and 1 miner's inch per acre direct flow for 427.0 acres without primary right.

\*\*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 ..... ft. .... and ..... ft. .... from the

(N. or S.)

(E. or W.)

corner of The water under this appropriation to be distributed through the established

(Section or subdivision)

ditch system of the Pine Lakes Ditch and Reservoir Company (See map prepared by Soil Conservation Service, Drawing No. 7-S-13015 filed with cancelled permit No. 19962).

Res. SE $\frac{1}{4}$  NW $\frac{1}{4}$ , Sec. 10, T. 6 S., R. 45 E., Curry & Moore ditches, NE $\frac{1}{4}$  SE $\frac{1}{4}$ , Sec 15, Posey Valley Ditch, NE $\frac{1}{4}$  NE $\frac{1}{4}$ , Sec. 22, Steel ditch, SE $\frac{1}{4}$  NW $\frac{1}{4}$ , Sec. 23, Foothill Ditch, SW $\frac{1}{4}$  SE $\frac{1}{4}$ , Sec. 24

(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. 7 S.

(Give smallest legal subdivision)

(N. or S.)

R. 45 E., W. M., in the county of Baker (Continued in remarks section)

5. The See Map described in Item 4. to be

(Main ditch, canal or pipe line)

(Miles or feet)

in length, terminating in the ..... of Sec. ...., Tp. ....

(Smallest legal subdivision)

(N. or S.)

R. ...., 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

(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— No new structures of this type are contemplated. See remarks under Item 4 above.

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 Pine Valley, Baker County, Oregon

Township North or South	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
See tabulation by subdivisions of lands to be benefited which were a part of canceled permit No. 19962. (No changes in lands benefited are planned.)				
Tabulation attached.				

(If more space required, attach separate sheet)

(a) Character of soil heavy textured, slightly acid.

(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.  
(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 .....

Tabulation of acres to be irrigated under Application No. 33407.

Township	Range	Section	Forty Acre Tract	New	Supplemental
7 S	45 E	23	SW NE		10
			SE NE		18
			NE SW		5
			NW SW		1
			SE SW		22
			NE SE		37
			NW SE		37
			SW SE		3
			SW NW		17
7 S	45 E	24	NW SW	6	32
			SW SW		9.3
			SE SW	31.8	8.2
			NE SE		11
			NW SE	6	
			SW SE	8.2	31.8
			SE SE		40
			NE NE		33.1
			NW NE		40
7 S	45 E	25	SW NE		40
			SE NE		39
			NE NW		16.8
			SE NW		39.5
			NE SW	1	24
			NW SW		34
			SW SW		40
			NW SE		39.3
			SW SE		30
7 S	45 E	26	NW NE		19
			SW NE	8	10
			NE NW	11	29
			NW NW		30
			SE NW	14	21
			NE SW	10.2	
			NE SE		35
			NW NE		17
			SW NE		34
7 S	45 E	35	SE NE	2.9	
			SE NW		24
			NE SW		30
			SE SW		15
			NE SE		25.4
			NW SE		40
			SW SE	25	15
			SE SE		40
			NW NE		26
7 S	45 E	36	NW NE	5.2	10.8
			SW NE		34
			SW SW		10
			NE NW	2.5	17.5
			NW NW		35
			SW NW		36.3
			SE NW		39.4
			NE SW		40
			NW SW		35
8 S	46 E	6	SW SW	14	20
			SE SW		40

Township	Range	Section	Forty Acre Tract	Now	Supplemental	
8 S	45 E	2	NE 1/4 NE 1/4		30.5	
			NW 1/4 NE 1/4		40	
7 S	46 E	30	SW 1/4 NE 1/4		35	
			SW 1/4 SW 1/4		40	
7 S	46 E	31	NW 1/4 NE 1/4		38	
			SW 1/4 NE 1/4		36	
			SE 1/4 SW 1/4		12	
8 S	46 E	7	NE 1/4 NW 1/4		21	
			NW 1/4 NW 1/4		17	
			SW 1/4 NW 1/4 SE 1/4 NW 1/4		17 34.2	
			SW 1/4 SW 1/4		37.5	
			SE 1/4 SW 1/4		31	
			SW 1/4 SE 1/4		3	
8 S	45 E	12	NE 1/4 NE 1/4		38.6	
			NW 1/4 NE 1/4		40	
			SW 1/4 NE 1/4	19	20	
			SE 1/4 NE 1/4		40	
			NE 1/4 NW 1/4		35	
			SE 1/4 NW 1/4	6	11	
			NW 1/4 SE 1/4	16		
8 S	45 E	1	NE 1/4 NW 1/4		40	
			NW 1/4 NW 1/4		40	
			SW 1/4 NW 1/4		39	
			SE 1/4 NW 1/4		40	
			NW 1/4 SE 1/4		40	
			SW 1/4 SE 1/4		40	
			SE 1/4 SE 1/4		40	
8 S	46 E	18	NW 1/4 NW 1/4		5	
8 S	45 E	13	NE 1/4 NE 1/4		20	
8 S	46 E	17	SW 1/4 NE 1/4		17	
			SW 1/4 NW 1/4	13.5	26.5	
			SE 1/4 NW 1/4		38	
			NE 1/4 SW 1/4	13	27	
			NW 1/4 SW 1/4	40		
			NW 1/4 SE 1/4		39	
			SW 1/4 SE 1/4		30	
8 S	46 E	20	NE 1/4 NE 1/4		8.4	
			NW 1/4 NE 1/4	32.8	7.2	
			SW 1/4 NE 1/4	35	5.0	
			SE 1/4 NE 1/4		30.6	
			NE 1/4 NW 1/4	30		
			SE 1/4 NW 1/4	20		
				<u>358.0</u>	<u>2478.90</u>	<u>2867.00</u>

For a more complete tabulation showing ownership and existing rights under the Pine Creek Decree and State Engineer's Permits and Certificates see File No. 33407.

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 \_\_\_\_\_

(Adoptive 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 November 30, 1962.

*George Langley*  
Pres.

PINE LAKES DITCH & RESERVOIR CO.

(Signature of applicant)

(Sdg) Ross Turner, Secretary & Treasurer

*Ross A. Turner*

Remarks:

This application has been prepared to clarify application No. 33407 of date Oct. 7, 1959 which was filed to cover the same waters and lands as originally applied for under Application No. 25232 (Permit No. 19962) which was cancelled in 1959.

The same source of water "East Lakes Reservoir" is involved in this application. It is proposed to complete the dam to conform to the plans and specifications as referred to in our application No. R-25231 which has a storage capacity of 250 ac.ft. There are no changes in the lands or waters as shown on spread sheet which accompanied Application No. 25232. (Permit No. 19962)

\*Item 4: Gaylord Ditch, NW $\frac{1}{4}$  NE $\frac{1}{4}$ , Sec. 26, Mills Ditch, NE $\frac{1}{4}$  NE $\frac{1}{4}$ , Sec. 26, Tartars Slough, NW $\frac{1}{4}$  SW $\frac{1}{4}$ , Sec. 25, Hunt & Gravel Flat Ditches, SE $\frac{1}{4}$  NW $\frac{1}{4}$ , Sec. 36, one unnamed ditch, SE $\frac{1}{4}$  NE $\frac{1}{4}$ , Sec. 36. All in T. 7 S., R. 25 E., W.M.

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\_\_\_\_\_

STATE ENGINEER

By \_\_\_\_\_ ASSISTANT

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 9.70 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 Pine Creek and 250 a.f. measured at the reservoir headgate from East Lake Reservoir to be constructed under application No. R-33406, permit No. R-2309

The use to which this water is to be applied is irrigation and 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 from direct flow and shall be further limited to a diversion of not to exceed 1 1/2 acre feet per acre for each acre irrigated during the irrigation season of each year from direct flow and storage from reservoir to be constructed under permit No. R-2309 ; 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 October 7, 1959

Actual construction work shall begin on or before March 1, 1961 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1961

Complete application of the water to the proposed use shall be made on or before October 1, 1962

WITNESS my hand this 1st day of March, 1960

Lewis A. Stanley, STATE ENGINEER

Application No. 33407  
Permit No. 26491

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 7th day of October, 1959, at 1:20 o'clock P. M.

Returned to applicant:

Approved: March 1, 1960  
Recorded in book No. 72 of 26491  
Permits on page

LEWIS A. STANLEY STATE ENGINEER

Drainage Basin No. 9 page 24  
Fees \$ 12