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1961

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, Walter Purcell  
(Name of applicant)

of Route 1, Nehalem  
(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

1. The source of the proposed appropriation is Cash Creek  
Garden Creek  
(Name of stream)

, a tributary of Snake River

2. The amount of water which the applicant intends to apply to beneficial use is two (2)  
one (1)  
from Cash Creek  
cubic feet per second. from Garden Creek

(If water is to be used from more than one source, give capacity from each)

3. The use to which the water is to be applied is irrigation - domestic supply  
irrigation  
(Irrigation, power, mining, manufacturing, domestic supply, etc.)

4. The point of diversion is located 550 ft. N. and 500 ft. E.  
650 ft. N. and 2,100 ft. S.  
from the Cash Creek  
corner of the W 1/2 Cor. of Section 26 - Garden Creek  
(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 SW SW 1/4 - Cash Creek  
SW NE 1/4 - Garden Creek of Sec. 26, Tp. 6N  
(Give smallest legal subdivision) (N. or S.)

R. 47E, W. M., in the county of Wallowa  
(N. or W.)

5. The main ditch to be approximately 2,000 feet  
approximately 1,000 feet  
in length, terminating in the H.E.S. No. 38 (SE 1/4 Sec. 23 and NE NE 1/4 Sec. 26 - Cash Creek  
H.E.S. No. 38 (NE NE 1/4) of Sec. 26 - Garden Creek /  
(Smallest legal subdivision) (N. or S.)

R. 47E, W. M., the proposed location being shown throughout on the accompanying map.  
(N. or W.)

DESCRIPTION OF WORKS

Diversion Works— 6 100  
6. (a) Height of dam 6 feet, length on top 100 feet, length at bottom 50  
50 - Cash Creek  
feet; material to be used and character of construction loose rock - wasteway  
Garden Creek /  
(Loose rock, concrete, masonry, around dam)  
around dam  
rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate timber - 1 opening 24" x 10 feet  
(Timber, concrete, etc., number and size of openings)

Dams are to serve as direct diversion rather than storage - 10-15% stream  
grade and restricted channel permits diversion storage only.

(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—

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 1/2 feet; depth of water 4 to 6 inches ~~grade~~ 50 feet fall per one thousand feet.

(b) At 1/2 miles from headgate: width on top (at water line) 2 feet; width on bottom 1 1/2 feet; depth of water 6 inches ~~grade~~ 25 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 Williamsburg Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
T6N	R47E	H. E. S. No. 38	Sec. 23 SW SE 1/4 Sec. 26 NE NE 1/4	Est. 80 acres
		23	SW 1/4 SE 1/4 as extended	40
			SE 1/4 SE 1/4 " "	15
		26	NW 1/4 NE 1/4 " "	2
			NE 1/4 NE 1/4 " "	38
		23	NW 1/4 SE 1/4	5 and Domestic

(If more space required, attach separate sheet)

(a) Character of soil light loam

(b) Kind of crops raised grain - alfalfa

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 .....

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, \$ 5,000.00

12. Construction work will begin on or before Started

13. Construction work will be completed on or before October 1, 1963

14. The water will be completely applied to the proposed use on or before October 1, 1964

By *Walter Purcell*  
*J. D. McPherson*

Remarks: H.E.S. #38 at one time was ditched and water diverted from Cash Cr. and Garden Cr. for complete irrigation. The system has not been used for an unknown period. It is my intention to rehabilitate the old system, making such changes as are necessary to provide more efficient water use.

There are no other users of water within the water shed or boundaries of the streams filed on. All private lands within said boundaries are owned by me and such parcels of public domain as are tributary are under lean to me.

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,

} 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 2.01 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 Cash Creek and Garden Creek

The use to which this water is to be applied is irrigation and domestic use of one family, being 1.33 c.f.s. from Cash Creek and 0.67 c.f.s. from Garden Creek for irrigation and 0.01 c.f.s. from Cash Creek for domestic

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 4 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 November 17, 1961

Actual construction work shall begin on or before February 19, 1962 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1963.

Complete application of the water to the proposed use shall be made on or before October 1, 1964.

WITNESS my hand this 19th day of February, 1962.

Handwritten signature of Lewis A. Stanley

Deputy STATE ENGINEER

Application No. 37203

Permit No. 2772A

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 November, 1961, at 8:00 o'clock A. M.

Returned to applicant:

Approved:

February 19, 1962

Recorded in book No. 76 of

Permits on page 2772A

LEWIS A. STANLEY STATE ENGINEER

Drainage Basin No. 8 page 1

Fees \$2.50