

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, J. M. McEwen (Name of applicant)

of Burns (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 Visher and Cob Cks. and Cob Creek Reservoir (Name of stream), a tributary of South Fork Malheur River

2. The amount of water which the applicant intends to apply to beneficial use is 4 cubic feet per second. 2 cfs from Visher Ck. and 2 cfs from Cob Ck. (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 ft. and ft. from the corner of (Section or subdivision) Visher Cr - S 63° W 210 ft from the SE cor. Sec 33 T 24 N R 37 E Cob Cr & Res. S 35° 21' W 623 ft from N 1/4 cor. Sec 5, T 25 N, R 37 E

(If preferable, give distance and bearing to section corner)

Water Cr being within NE 1/4 NW 1/4 of Sec. 4, T 25 N, R 37 E, W. M. being within the NE 1/4 of the NW 1/4 of Sec. 5, Tp. 25 S. R. 37 E. (Give smallest legal subdivision) (N or S)

R. 37 E., W. M., in the county of Malheur

5. The Cob Creek Ditch to be 1.25 miles (Main ditch, canal or pipe line) (Miles or feet)

in length, terminating in the NE 1/4 of the NE 1/4 of Sec. 32, Tp. 24 S. (Smallest legal subdivision) (N or S)

R. 37 E., W. M., the proposed location being shown throughout on the accompanying map.

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—

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 Washington Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
24 S.	37 E.	32	N $\frac{1}{2}$ NE $\frac{1}{4}$	40
			NE $\frac{1}{4}$ NW $\frac{1}{4}$	40
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	40
			SW $\frac{1}{4}$ NE $\frac{1}{4}$	40

(If more space required, attach separate sheet)

(a) Character of soil _____ loam
 (b) Kind of crops raised _____ alfalfa and wild hay

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

(Name 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, \$

12. Construction work will begin on or before Nov. 1961

13. Construction work will be completed on or before Nov. 1962

14. The water will be completely applied to the proposed use on or before Nov. 1963

J. M. Perry
(Signature of applicant)

Remarks: These applications are filed in incomplete form to establish priority and request early approval in order to begin construction as soon as possible. The plans and specifications for the dam and map for the irrigation system will be submitted as soon as the design and drafting is complete. Superceding applications will be filed at the same time the maps and plans are filed.

These applications are essentially the same as R-22158 and 22159, Permit Nos. R-1843 and 24102, canceled by the State Engineer August 11, 1960, and will involve the raising of an existing dam for which there is no existing draft.

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 completion

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before November 1st, 1961

WITNESS my hand this 12th day of September, 1961

LINDA J. BONDY
STATE ENGINEER

By *Walter H. Perry*
Walter H. Perry 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 2.0 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 Visher Creek, Cob Creek, and reservoir to be constructed under application No. R-36494, permit No. R-2263 being 1.0 c.f.s. from Visher Creek and 1.0 c.f.s. from Cob Creek.

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

If for irrigation, this appropriation shall be limited to 40% 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 3 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-2863 and the right allowed hereunder for the appropriation of water for lands having a valid prior right shall be limited to the amount necessary to make up any deficiency in water available to said lands under said prior right, and the amount allowed herein together with the amount secured under any other right existing for said lands, shall be limited by the duty of water as fixed herein and is issued subject to the terms and conditions of an order of the State Engineer dated March 29, 1962 and recorded at Volume 11, pages 12 to 27, Special Order Record, and by reference made a part hereof, 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 August 2, 1961

Actual construction work shall begin on or before June 26, 1962 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1962

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

WITNESS my hand this 6 day of June 1962

Handwritten signature of the State Engineer

Application No. 36595
Permit No. R-2263

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 9th day of August 1961 at 8:00 o'clock A. M.

Returned to applicant:

Approved

June 26, 1962

Recorded in book No. 77 of

Permits on page 22922

CARL L. WHEELER
STATE ENGINEER

Drainage File No. 13 page 23

Fee