

RECEIVED
JUL 28 1982

Permit No. 28204

STATE ENGINEER
SALEM, OREGON

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, FINE TREE LUMBER COMPANY (Name of applicant)

of 914 N. Broadway, Escondido (Mailing address)

State of California, 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 John Day River (Name of stream)

a tributary of Columbia River

2. The amount of water which the applicant intends to apply to beneficial use is five 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 1370 ft. W and 2500 ft. S from the NE corner of Section 11, T13S, R27E (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 1/4 of Sec. 11, Tp. 13S (Give smallest legal subdivisions) (N. or S.)

R. 27E, W. M., in the county of GRANT (N. or W.)

5. The MAIN DITCH to be 2900 Feet (Main ditch, canal or pipe line) (Miles or feet)

in length, terminating in the SW 1/4 of Sec. 11, Tp. 13S (Smallest legal subdivision) (N. or S.)

R. 27E, W. M., the proposed location being shown throughout on the accompanying map. (N. 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 headgate with one opening approx. 4 ft. wide and 3 ft. deep (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) four feet; width on bottom four feet; depth of water two feet; grade ten feet fall per one thousand feet.

(b) At 1/2 miles from headgate: width on top (at water line) 4 ft. feet; width on bottom 2 ft feet; depth of water 2 ft feet; grade ten 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 Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
13S	27E	11	SW $\frac{1}{4}$ SW $\frac{1}{4}$	12.8
13S	27E	11	NE $\frac{1}{4}$ SW $\frac{1}{4}$.8
				<u>13.6</u>

(If more space required, attach separate sheet)

(a) Character of soil heavy black river bottom

(b) Kind of crops raised 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.

(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. _____

Tp. _____, R. _____, W. M. _____

(f) Is water to be returned to any stream? _____

(g) If so, name stream and locate point of return _____

_____, Sec. _____, Tp. _____, R. _____, W. M. _____

(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, \$ 1,000.00

12. Construction work will begin on or before _____ project complete at this date

13. Construction work will be completed on or before _____ project completed

14. The water will be completely applied to the proposed use on or before _____ now being applied

Pine Tree Lumber Co.

W. S. Wyland

W. S. Wyland, Partner

Remarks: This project may be inspected at any time.

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 October 8, 19 62.

WITNESS my hand this 8 day of August, 19 62

RECEIVED CHRIS L. WHEELER

AUG 10 1962

STATE ENGINEER

Walter H. ...

STATE ENGINEER

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 0.74 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 John Day 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 5 acre feet per acre for each acre irrigated during the irrigation season of each year; provided further that the right allowed herein shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein; provided further that the right to use of water is limited to the period when the flow of the John Day River is more than 30 c.f.s. at USGS Gage No. 14-0465 and more than 20 c.f.s. at USGS GAGE No. 14-0480,

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 July 18, 1962

Actual construction work shall begin on or before October 22, 1963 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1964.

Complete application of the water to the proposed use shall be made on or before October 1, 1965.

WITNESS my hand this 22nd day of October, 1962.

Chris L. Whisler

STATE ENGINEER

Application No. 31826

Permit No. 28204

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 18th day of July 1962, at 8:00 o'clock P. M.

Returned to applicant:

Approved:

October 22, 1962

Recorded in book No. 76 of

Permits on page 28204

CHRIS L. WHISLER

STATE ENGINEER

Drainage Basin No. 6 page 166

Fees 15.00