

ABSTRACT MADE

\* Permit No. 2923

Power Cancelled

APPLICATION FOR A PERMIT

To appropriate the Public Waters of the State of Oregon

CERTIFICATE NO. 67905 SUPERSEDED 45332

I, D J Kirk (Name of Applicant)

of Route No. 2 Freewater, County of Umatilla, 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 Dugger Creek, tributary of Walla Walla River

2. The amount of water which the applicant intends to apply to beneficial use is 4.12 cubic feet per second. 4 sec. ft. for power, 0.12 for Irrigation

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 for Irrigation Kirk Ditch No. 1 taps a swamp in for power, 655 ft. West and 5 ft. South of the NE 1/4 NW 1/4 of said Sec. 32 Tp. and Range Southeast corner of Southwest quarter of Sec. 29 6 N R 35 E. W. M.

being within the NE 1/4 NW 1/4 of Sec. 32, Tp. 6 N, R. 35 E, W. M., in the county of Umatilla

Kirk Ditch No. 1 is about 1/2 miles in length, terminating in the SE 1/4 SW 1/4 of Sec. 29, Tp. 6 N, R. 35 E, W. M., the proposed location being shown throughout on the accompanying map.

5. The Kirk Ditch No. 3 to be is about 1/2 miles in length, terminating in the SE 1/4 SW 1/4 of Sec. 29, Tp. 6 N, R. 35 E, W. M., the proposed location being shown throughout on the accompanying map.

6. The name of the ditch, canal or other works is Kirk Ditch No. 3

DESCRIPTION OF WORKS

DIVERSION WORKS— for Power

7. (a) Height of dam 4 feet, length on top 80 feet, length at bottom 75 feet; material to be used and character of construction Earth fill with a concrete core wall 6 inches thick at top and one foot thick at bottom, masonry, rock and brush, timber crib, etc., wasteway over or around dam) No dam needed for diversion of Ditch No. 1

(b) Description of headgate Timber (Timber, concrete, etc., number and size of openings)

\* A different form of application is provided where storage works are contemplated. These forms can be secured, without charge, together with instructions, by addressing the State Engineer, Salem, Oregon.

CANAL SYSTEM—

8. (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.

FILL IN THE FOLLOWING INFORMATION WHERE THE WATER IS USED FOR:

IRRIGATION—

9. The land to be irrigated has a total area of 8.7 acres, located in each smallest legal subdivision, as follows: (Give area of land in each smallest legal subdivision which you intend to irrigate)

2.7 acres in SW 1/4 and

6 acres in SE 1/4

All in Sec. 29 Tp 6 N R 35 E.W.M.

(If more space is required, attach separate sheet)

POWER, MINING, MANUFACTURING, OR TRANSPORTATION PURPOSES—

10. (a) Total amount of power to be developed 6.3 theoretical horsepower.

(b) Total fall to be utilized 14 feet. (Head)

(c) The nature of the works by means of which the power is to be developed probably an overshot wheel

(d) Such works to be located in SW 1/4 SW 1/4 of Sec. 29 (Legal subdivision)

Tp. 6 N, R. 35 E, W. M. (No. N. or S.) (No. E. or W.)

(e) Is water to be returned to any stream? Yes (Yes or No)

(f) If so, name stream and locate point of return Dugger Creek, about 630 ft. N & 260 ft.

East of SW cor. of Sec. 29, Tp. 6 N, R. 35 E, W. M. (No. N. or S.) (No. E. or W.)

(g) The use to which power is to be applied is Domestic

(h) The nature of the mines to be served

MUNICIPAL SUPPLY—

11. To supply the city of.....  
.....County, having a present population of....., and an  
(Name of) estimated population of.....in 191....

(Answer questions 12, 13, 14, and 15 in all cases)

- 12. Estimated cost of proposed works, \$ 600.00
- 13. Construction work will begin on or before Jan. 1, 1917
- 14. Construction work will be completed on or before Jan. 1, 1918
- 15. The water will be completely applied to the proposed use on or before Jan. 1, 1919

Duplicate maps of the proposed ditch or other works, prepared in accordance with the rules of the State Water Board, accompany this application.

D J Kirk  
(Name of applicant)

Signed in the presence of us as witnesses:

- (1) L A Reineman  
(Name) (Address of witness)
- (2) E J Sommerville  
(Name) Pendleton, Oregon  
(Address of witness)

Remarks: Kirk Ditch No. 3 is already built and used for irrigation but will be enlarged in the length used by the extra water for power. Kirk Ditch No. 1 is already constructed and water used for irrigation purposes and no enlargement will be necessary. For Ditch No. 1 time is asked to get land leveled and to kill salt grass.

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 correction or completion, as follows:

Completion, fees & Maps

In order to retain its priority, this application must be returned to the State Engineer, with corrections, on or before May 29, 1916

WITNESS my hand this 29 day of May, 1916

John H Lewis

L.A.

State Engineer.

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Application No. 4883  
Permit No. 2923

**PERMIT**  
TO APPROPRIATE  
THE PUBLIC WATERS OF  
THE STATE OF OREGON

Division No. 2 District No.

This instrument was first received  
in the office of the State Engineer at  
Salem, Oregon, on the 28  
day of April, 1916  
at 1:30 o'clock P. m.

Returned to applicant for correction  
April 29, 1916

Corrected application received  
May 15, 1916

Approved:  
May 22, 1916

Recorded in Book No. 11 of  
Permits, on Page 2923

John H Lewis  
State Engineer.

1 map RS

\$6.10

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 the following limitations and conditions: If for irrigation, this appropriation shall be limited to one-eightieth of one cubic foot per second, or its equivalent, for each acre irrigated, and shall be subject to such reasonable rotation system as may be ordered by the proper State officer.

The use of the water under this permit shall be limited to water for

Irrigation and the development of 6.3 horsepower.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 4.11 cubic feet per second, or its equivalent in case of

rotation. The priority date of this permit is April 28, 1916

Actual construction work shall begin on or before May 22, 1917

and shall thereafter be prosecuted with reasonable diligence and be completed on or before

June 1, 1918

Complete application of the water to the proposed use shall be made on or before

Oct. 1, 1919

WITNESS my hand this 22d day of May, 1916

John H Lewis

State Engineer.

Permits for power development are subject to the limitation of franchise as provided in Sec. 6633, Lord's Oregon Laws, and the payment of annual fees as provided in Chapter 213, Laws of 1915.