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CERTIFICATE NO. 42292

Permit No. 31

STATE ENGINEER
SALEM, OREGON APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Oregon

I, Lee Rhoden (Name of applicant)

of Route 1, Box 1000 (Mailing address) Prineville,

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 unincorporated

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

, a tributary of Ochoco Creek

2. The amount of water which the applicant intends to apply to beneficial use is

cubic feet per second. 1/4 second foot as a maximum, probably less. (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 Maintain Reservoir for Recreational (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

use in Connection with Recreational Community development

4. The point of diversion is located 500 ft. North and 950 ft. West from the S. E. (N. or S.) (E. or W.)

corner of Section 3, Twp 13 South Range 19 East W.M. Mer. or (Section or subdivision)

North 27 degrees 45 minutes West of above mentioned corner.

No diversion except through short spillway around dam.

(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 SE 1/4 SE 1/4 (Give smallest legal subdivision) of Sec. 3, Tp. 13 S (N. or S.)

R. 19 E, W. M., in the county of Crook (E. or W.)

5. The not applicable. (Main ditch, canal or pipe line) to be (Miles or feet)

in length, terminating in the (Smallest legal subdivision) of Sec. , Tp. (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 18.4 feet, length on top 331 feet, length at bottom

feet; material to be used and character of construction Earth and Rock Fill (Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate Concrete Headwall, Armoo slide gate. (Timber, concrete, etc., number and size of openings)

(c) If water is to be pumped give general description No water to be pumped. (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) not applicable 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 Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
13S	19E	2	SWSW	Recreation
		3	SESE	Recreation

(If more space required, attach separate sheet)

(a) Character of soil Clay aggregate

(b) Kind of crops raised not applicable

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, \$.....\$3500.....

12. Construction work will begin on or before June 1, 1965.....

13. Construction work will be completed on or before July 1, 1965.....

14. The water will be completely applied to the proposed use on or before Oct. 1965.....

Lee D. Hodson
(Signature of applicant)

Remarks:

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 June 21....., 19 65.....

WITNESS my hand this 19..... day of April....., 19 65.....

RECEIVED
APR 23 1965

CHRIS L. WHEELER
STATE ENGINEER

By

Walter Perry

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 0.25 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 Marks Creek and Mark's Lake Reservoir to be constructed under application No. R-40508, permit No. R-4575

The use to which this water is to be applied is recreation

If for irrigation, this appropriation shall be limited to - - 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 priority date of this permit is April 6, 1965

Actual construction work shall begin on or before July 9, 1966 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1967. Extended to Oct. 1, 1968

Complete application of the water to the proposed use shall be made on or before October 1, 1968. Extended to Oct. 1, 1968

WITNESS my hand this 9th day of July, 1965.

Chris L. Wheeler
STATE ENGINEER

pc
Application No. 40727
Permit No. 30431

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 6th day of April, 1965, at 8:00 o'clock A.M.

Returned to applicant:

Approved: July 9, 1965

Recorded in book No. 30431 of Permits on page

CHRIS L. WHEELER
STATE ENGINEER

Drainage Basin No. 5 page 269
Fees 20.00