

*APPLICATION FOR PERMIT

CERTIFICATE NO. 448EA

To Appropriate the Public Waters of the State of Oregon

I, Dave Etchard (Name of applicant) of Mc Dermitt (Mailing address) State of Nevada, 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 See attached (Name of stream) a tributary of None - the waters of these streams sink into the ground. Flat terrain

2. The amount of water which the applicant intends to apply to beneficial use is 7.6 cubic feet per second. See attached (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 See attached ft. and ft. from the corner of (N. or S.) (E. or W.) (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 See attached of Sec. 39.5, Tp. 39.5, R. 41. E, W. M., in the county of Klallam (Give smallest legal subdivision) (N. or S.) (E. or W.)

5. The Main ditch, canal or pipe line to be 6 1/2 miles in length, terminating in the SW NE of Sec. 1, Tp. 39.5, R. 41. E, W. M., the proposed location being shown throughout on the accompanying map. (Smallest legal subdivision) (N. or S.) (E. or W.)

DESCRIPTION OF WORKS

Diversion Works-

6. (a) Height of dam All dams 3 feet, length on top 15 feet, length at bottom 12 feet; material to be used and character of construction Rock and dirt (Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate None (See note) (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 *APPROX* *SOME* *ALL* *THE* *WAY* 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
395	41E	2	SENE	39
		-	NESE	38
		-	SESE	19
		1	SWNW	40
			SENW	34
			SWNE	24
			NWSW	40
			NESW	40
			SWSW	24
			SESW	22
			NWSE	40
			SWSE	21

(If more space required, attach separate sheet)

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(a) Character of soil *Silt loam*

(b) Kind of crops raised *Hay pasture*

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

- (1) a. Simpson Creek
 b. Pole Creek
 c. Unnamed Creek
 d. Unnamed Creek
 e. Rock Creek
 f. Trail Creek
 g. Oregon Canyon Creek.

- (2) a. Simpson Creek 1½ cfs
 b. Pole Creek 1½ cfs
 c. Unnamed Creek 1 cfs
 d. Unnamed Creek 1 cfs
 e. Rock Creek 1 cfs
 f. Trail Creek 1 cfs
 g. Oregon Canyon Cr. 2.6 cfs

- (3) a. Simpson Cr. 540° 20' W - 2612' from E $\frac{1}{4}$ Cor Sec 27
 b. Pole Cr. 585° 16' W - 3342' from NE Cor Sec 27
 c. Unnamed Cr 568° 37' W - 573' from NE ^{CORNER} NW SW Sec. 22
 d. Un-named Cr N88° 35' E - 1299' from NW Cor. Sec 22
 e. Trail Cr. 552° 34' W - 3405' from W $\frac{1}{4}$ Cor Sec. 15
 f. Rock Cr N 89° 10' W - 3815' - - - -
 g. Oregon Canyon Cr. 545° 45' W - 2509' from NW Cor Sec 1

(All in T39S R41E)

- (4) a. SWSE Sec 27
 b. NENW Sec 27
 c. NWSW Sec 22
 d. SW SW Sec 15
 e. SE SW Sec 16
 f. SE NW Sec 16
 g. SW NE Sec 2
- All in T39S R41E

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, \$..... 1200⁰⁰.....
- * 12. Construction work will begin on or before —
- * 13. Construction work will be completed on or before .. Completed
- 14. The water will be completely applied to the proposed use on or before June 1968

David Etchart
(Signature of applicant)

Remarks: * The ditch system as shown has
been in use for 40 years more or less.
Some additional leveling is in progress
and the actual ditches within the
irrigated area are being improved.
The waters from the various creek flow
approximately at the same time and
only last 30 days more or less.

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

In order to retain its priority, this application must be returned to the State Engineer, with correc-
tions on or before August 21st, 19 67

WITNESS my hand this 21st day of June, 1967

CHRIS L. WHEELER STATE ENGINEER
By *Tony W. [Signature]* 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 4.79 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 Simpson Creek, Pole Creek two unnamed streams, Rock Creek, Trail Creek and Oregon Canyon Creek being 0.75 cfs from Simpson Creek, 0.75 cfs from Pole Creek, 0.50 cfs from each of two unnamed streams, 0.50 cfs from Rock Creek, 0.50 cfs from Trail Creek and 1.29 cfs from Oregon Canyon Creek

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

If for irrigation, this appropriation shall be limited to 1/80th 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 3 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 May 17, 1967

Actual construction work shall begin on or before January 18, 1969 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1969...

Complete application of the water to the proposed use shall be made on or before October 1, 1970...

WITNESS my hand this 18th day of January, 1968.

Charles L. Wheeler

STATE ENGINEER

Application No. 43609

Permit No. 32610

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 May, 1967, at 8:00 o'clock A.. M.

Returned to applicant:

Approved:

January 18, 1968

Recorded in book No. 32610 of

Permits on page 32610

CHARLES L. WHEELER
STATE ENGINEER

Drainage Basin No. 11 page 13

Fees 11.00

over 150