

RECORDED
MAY 19 1937

*APPLICATION FOR PERMIT

CERTIFICATE NO. 39756

To appropriate the Public Waters of the State of Oregon

I, Lloyd E. Cummings (Name of applicant) of Canyon City, (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 Canyon Creek (Name of stream), a tributary of John Day River

2. The amount of water which the applicant intends to apply to beneficial use is 0.01 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 ft. and ft. from the corner of (Section or subdivision)

South 44° 27' East 662 ft. from the Center 1/4 corner of Section 35

(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 NW 1/4 SE 1/4 of Sec. 35, Tp. 13 S., R. 31 E., W. M., in the county of Grant

5. The main pipe line to be 8 ft. in length, terminating in the NW 1/4 SE 1/4 of Sec. 35, Tp. 13 S., R. 31 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 1 1/2" intake 1" outlet Centrifugal 1 H.P. electric motor 110 volt 12 ft. head to be lifted (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, 8 ft.; size at intake, $2\frac{1}{2}$ in.; size at 8 ft. from intake small hoses in.; size at place of use small hoses in.; difference in elevation between intake and place of use, 12 ft. Is grade uniform? Yes 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
13 S.	31 E.	35	NW $\frac{1}{4}$ SE $\frac{1}{4}$	0.36
(Being Lots 29, 32, 33 in the Humbolt Addition in Canyon City, Oregon)				

(If more space required, attach separate sheet)

(a) Character of soil loam & clay

(b) Kind of crops raised lawn & garden

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, \$.....

12. Construction work will begin on or before

13. Construction work will be completed on or before

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

Lloyd E. Cummings
(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

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before, 19.....

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

STATE ENGINEER

By 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 0.01 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 Canyon Creek

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

If for irrigation, this appropriation shall be limited to 1/40th 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 4 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 July 19, 1967

Actual construction work shall begin on or before March 7, 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 7th day of March, 1968

Chris L. Wheeler

STATE ENGINEER

Application No. 43830
Permit No. 32766

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 19th day of July, 1967, at 1:00 o'clock P. M.

Returned to applicant:

Approved:

March 7, 1968

Recorded in book No. of 32766
Permits on page

CHRIS L. WHEELER
STATE ENGINEER

Drainage Basin No. 6 page 9

Fees \$1200