

* Permit No. 3303

CERTIFICATE NO. 1680

APPLICATION FOR A PERMIT

To Appropriate the Public Waters of the State of Oregon

I, J W Miller

(Name of Applicant)

of Pilot Rocks, County of Umatilla

(Postoffice)

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 McKay Creek, tributary of Umatilla River

McKay Creek

Name of stream)

Umatilla River

2. The amount of water which the applicant intends to apply to beneficial use is 0.74 cubic feet per second.

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 S 23° W 427 feet SE corner of Sec. 35 T 1 N R 32 E.W. (Give distance and bearing to section corner)

being within the NW 1/4 of NW 1/4 of Sec. 1, Tp. 1 S

(Give smallest legal subdivision)

(No. N. or S.)

R. 32 E, W. M., in the county of Umatilla

(No. E. or W.)

5. The main ditch to be 1 1/4 miles in length, terminating in the E 1/2 of E 1/2 of Sec. 26, Tp. 1 N, R. 32

(Smallest legal subdivision)

(No. N. or S.)

(No. E. or W.)

W. M., the proposed location being shown throughout on the accompanying map.

6. The name of the ditch, canal or other works is Isabell Ditch. This ditch has been constructed and dam built, and this land has been irrigated and is now set to alfalfa. The water was applied for when Water Board had hearing but was overlooked and right lost.

DESCRIPTION OF WORKS

DIVERSION WORKS—

7. (a) Height of dam 6 feet, length on top 25 feet, length at bottom 25 feet; material to be used and character of construction Concrete.

(Loose rock, concrete,

masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate Temporary dams thrown across bed of stream at point of diversion from main stream - water forced into old ditch to dam above described and raised at dam so as to flow on land.

(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) 7 1/2 feet; width on bottom 5 feet; depth of water 3 feet; grade 10 inches feet fall per one thousand feet.

(b) At 1 1/2 miles from headgate. Width on top (at water line) 4 feet; width on bottom 3 feet; depth of water 18 in. feet; grade 10 in. 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 59 acres, located in each smallest legal subdivision, as follows:

- (Give area of land in each smallest legal subdivision which you intend to irrigate)
24.3 acres in SE 1/4 of SE 1/4 Sec. 26 T 1 N R 32 E.W.M. and
34.7 acres in NE 1/4 of SE 1/4 Sec. 26 T 1 N R 32 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 theoretical horsepower.

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

(c) The nature of the works by means of which the power is to be developed.

(d) Such works to be located in of Sec. (Legal subdivision)

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

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

(f) If so, name stream and locate point of return.

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

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

(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, \$.....
- 13. Construction work will begin on or before **Already constructed**
- 14. Construction work will be completed on or before.....
- 15. The water will be completely applied to the proposed use on or before.....

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

J W Miller

(Name of applicant)

Signed in the presence of us as witnesses:

- (1) James A Fee
(Name) (Address of witness)
- (2) James A Fee, Jr.
(Name) (Address of witness)

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 correction or completion, as follows:.....

In order to retain its priority, this application must be returned to the State Engineer, with corrections, on or before....., 191....

WITNESS my hand this..... day of....., 191....

State Engineer.

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Application No. 5432

Permit No. 3303

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 10 day of March, 1917, at 1:30 o'clock P. m.

Returned to applicant for correction

Corrected application received

Approved: Mar. 28 1917

Recorded in Book No. 12 of Permits, on Page 3303

John H Lewis

1 map RS State Engineer.

\$11.85

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 purposes.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 0.74 cubic feet per second, or its equivalent in case of

rotation. The priority date of this permit is March 10, 1917

Actual construction work shall begin on or before March 28, 1918

and shall thereafter be prosecuted with reasonable diligence and be completed on or before June 1, 1919

Complete application of the water to the proposed use shall be made on or before October 1, 1920

WITNESS my hand this 28th day of March, 1917

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.