

SM RECEIVED  
MAY 10 1967

Permit No. 33061

\*APPLICATION FOR PERMIT

CERTIFICATE NO. 39770

To appropriate the Public Waters of the State of Oregon

I, A.A. and Donna R. Hurlburt  
(Name of applicant)

of Box 569, Burns  
(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 Fay Canyon and Fay Canyon Dam Reservoir  
(Name of stream)

, a tributary of

2. The amount of water which the applicant intends to apply to beneficial use is 3.03  
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  
(N. or S.) (E. or W.)  
corner of 1565 N55°30' E of the SW section corner of Sec. 20.  
(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 SW 1/4 of Sec. 20, Tp. 25S  
(Give smallest legal subdivision) (N. or S.)

R. 29E, W. M., in the county of Harney  
(E. or W.)

5. The Main Ditch to be 1 1/16 miles  
(Main ditch, canal or pipe line) (Miles or feet)  
in length, terminating in the NE 1/4 of Sec. 29, Tp. 25S  
(Smallest legal subdivision) (N. or S.)

R. 29E, 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 15" feet, length on top 36 feet, length at bottom  
feet; material to be used and character of construction Concrete  
(Loose rock, concrete, masonry)

Add a concrete headgate across spillway. 4 spans 9', total 36' wide.  
rock and brush, timber crib, etc., wasteway over or around dam

(b) Description of headgate In original Fay Canyon Dam.  
(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—

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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) a "V" ditch 6' wide ..... feet; width on bottom ..... feet; depth of water 16" ..... feet; grade .7 ..... 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
25S	29E	20	SWSW	12.6
		29	SWNE	5.4
			NENW	2.6
			NWNW	16.5
			SWNW	28.8
			SENW	32.4
			NESW	4.8
			NWSW	3.4
			NESE	26.4
			SWSE	5.0
			SESE	4.8
				142.7

(If more space required, attach separate sheet)

(a) Character of soil Sandy Loam .....

(b) Kind of crops raised Alfalfa and grain .....

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, \$ 200,00 .....

12. Construction work will begin on or before June 15, 1967 .....

13. Construction work will be completed on or before July 15, 1967 .....

14. The water will be completely applied to the proposed use on or before August, 1968 .....

BA Hurlbert

(Signature of applicant)

Barbara N. Hurlbert

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 ..... 19.67 .....

September 11th  
November 13th  
February 15th  
March 15th  
WITNESS my hand this ..... day of ..... 19.67 .....

CHRIS L. WHEELER  
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 180.0 acre feet stored water only ~~state feet per second~~ measured at the point of diversion from the stream, or its equivalent in case of rotation with other water users, from Fay Canyon Dam Reservoir to be constructed under application No. R-43735, permit No. R-5115

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

If for irrigation, this appropriation shall be limited to ~~acre feet per second~~ a diversion of 3 acre feet for each acre irrigated during the irrigation season of each year, provided further that the right allowed herein shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein.

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 June 19, 1967

Actual construction work shall begin on or before June 7, 1969 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1970.

Complete application of the water to the proposed use shall be made on or before October 1, 1971.

WITNESS my hand this 7th day of June, 1968

*Chris L. Wheelmer*

STATE ENGINEER

Application No. 43735  
Permit No. 33061

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, the 19th day of June, 1968, at 7:00 o'clock A. M.

Returned to applicant:

Approved:

June 7, 1968

Recorded in book No. of  
Permits on page 33061

CHRIS L. WHEELMER  
STATE ENGINEER

Drainage Basin No. 12 page 1813