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MAR 19 1968
STATE ENGINEER

Permit No. 33427

CERTIFICATE NO. 40030

*APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, Fruitvale Water Users Association
(Name of applicant)
of Freewater Rte. 2, Box 260, Milton, Freewater
(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 FORD BRANCH, LITTLE
(Name of stream)
WALLA WALLA RIVER, a tributary of Walla Walla RIVER

2. The amount of water which the applicant intends to apply to beneficial use is 2.75
cubic feet per second. at Point of Diversion
(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 SUPPLEMENTAL IRRIGATION
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 660 ft. N. and 420 ft. W. from the E. 1/4
(N. or S.) (E. or W.)
corner of SECTION 27, TOWNSHIP 6 NORTH, RANGE 35 East W.M.
(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 SE 1/4, NE 1/4 of Sec. 27, Tp. 6 N.
(Give smallest legal subdivision) (N. or S.)
R. 35 E., W. M., in the county of UMATILLA
(E. or W.)

5. The MAIN DITCH to be 5030 Feet
(Main ditch, canal or pipe line) (Miles or feet)
in length, terminating in the NW 1/4, NW 1/4 of Sec. 27, Tp. 6 N.
(Smallest legal subdivision) (N. or S.)
R. 35 E., 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 3 feet, length on top 8 feet, length at bottom
8 feet; material to be used and character of construction CONCRETE WITH
(Loose rock, concrete, masonry,
Plank Flashboards, To raise or lower stream level
rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate CONCRETE, 1-3' x 3' opening with
(Timber, concrete, etc., number and size of openings)
2" x 12" plank gate

(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) 5 feet; width on bottom 3 feet; depth of water 2.5 feet; grade 7 feet fall per one thousand feet.

(b) At 4.730 ^{FT.} ~~miles~~ from headgate: width on top (at water line) 4.5 feet; width on bottom 2.5 feet; depth of water 2.0 feet; grade 7 feet fall per one thousand feet.

NOTE: AT 4730' A CONCRETE DROP OF 5' INTO HEADWATERS OF CREEK

(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
6 N.	35 E.	21	SW ¹ / ₄ , NE ¹ / ₄	9.2
			NW ¹ / ₄ , NW ¹ / ₄	20.0
			SW ¹ / ₄ , NW ¹ / ₄	30.0
			SE ¹ / ₄ , NW ¹ / ₄	23.0
			NE ¹ / ₄ , SW ¹ / ₄	40.0
			SE ¹ / ₄ , SW ¹ / ₄	40.0
			NW ¹ / ₄ , SE ¹ / ₄	20.0
			SW ¹ / ₄ , SE ¹ / ₄	3.0
6 N.	35 E.	20	SE ¹ / ₄ , NE ¹ / ₄	17.0
			NE ¹ / ₄ , SE ¹ / ₄	5.0
				<u>207.0</u>

(If more space required, attach separate sheet)

(a) Character of soil Sandy loam & Cobble loam

(b) Kind of crops raised Orchard, hay, grain, row crops

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 Completed

13. Construction work will be completed on or before Completed

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

W.H. Kincheloe Pres

(Signature of applicant)

Dale C. Krahmauer & Assoc

Remarks: This application is made to complete the supplemental coverage of the lands owned by the members of the Fruitvale Water Users Assn. and is complimentary to their permit No. 8354. This water is to be used as early spring supply in a supplemental form by the users of Middle Mud Creek decreed water rights, due to the fact that Middle Mud Creek does not produce enough water in the early spring months to supply the irrigation needs of the water users.

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 corrections on or before May 27th, 1968

WITNESS my hand this 25th day of March, 1968

RECEIVED
APR 29 1968
STATE ENGINEER
SALEM OREGON

CHRIS L. WHEELER
STATE ENGINEER
By *[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 2.75 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 Ford Branch Little Walla Walla River

The use to which this water is to be applied is supplemental 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 4 1/2 acre feet per acre 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 March 19, 1968

Actual construction work shall begin on or before December 24, 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 24th day of December, 1968

Chris L. Wheeler

STATE ENGINEER

Application No. 44614
Permit No. 33427

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 March, 1968, at 8:00 o'clock A. M.

Returned to applicant:

Approved:

December 24, 1968 of

Permits on page 33427

CHRIS L. WHEELER
STATE ENGINEER

Drainage Basin No. 7 page 24E

Fees 135.90