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APR 1 1969

Permit No. 54377

23

STATE ENGINEER
SALEM OREGON

*APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, Donald F. Buhter (Name of applicant)
of 301 Edgewater Avenue Balboa (Mailing address),
State of California, 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 Stanley Creek (Name of stream)
a tributary of Wallowa River

2. The amount of water which the applicant intends to apply to beneficial use is 1.36
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 (N. or S.) (E. or W.)
(Section or subdivision)

See: Remarks

(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 (Give smallest legal subdivision) of Sec. , Tp. ,
R. , W. M., in the county of
(E. or W.) (N. or S.)

5. The (Main ditch, canal or pipe line) to be (Miles or feet)
in length, terminating in the (Smallest legal subdivision) of Sec. , Tp. ,
R. , W. M., the proposed location being shown throughout on the accompanying map.
(E. or W.) (N. or S.)

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: Gasoline or diesel powered engine and
pump. Total headwaters to be lifted is not immediately known, nor is the size and type of engine.
(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, 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
3 S	45E	6	NE 1/4 SE 1/4	9.8 (8.0 ac suppl) 17.0 17.0
"	"	"	NW 1/4 NE 1/4	23.0 38.0 32.8

Remarks: (1) With respect to 1.0 acre in the northwest quarter northeast quarter of Section 6, Township 3 South, Range 45 East WM irrigated from Stanley Creek as evidenced by Certificate R-corded at page 2842, State Record of Water Right Certificates, the water right herein applied for is intended to be supplemental.

(2) with respect to 6.4 acres in the northwest quarter of the northeast quarter of Section 6, Township 3 South, Range 45 East WM irrigated from the Willowa River as evidenced by Certificate 2992 this application is intended to be for supplemental water.

(3) With respect to 8.0 acres in the northeast quarter southeast quarter of Section 6, Township 3 South, Range 45 East WM irrigated from Hurricane Creek as evidenced by Certificate recorded at page 7120, State Record of Water Right Certificates, this application is intended to be for supplemental water.

(a) Character of soil
(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

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 September 1, 1972

+ [Signature]
(Signature of applicant)

Remarks: Water will be taken from Stanley Creek at a point which is 1370 feet north and 2404 feet west of the east quarter corner of section 6, Township 3 south Range 45 EWM for irrigation of the property concerned in Lot 2 of Section 6, and at a point which is 730 feet south and 1143 feet west of the East quarter corner of Section 6, Township 3 South, Range 45 EWM, for the property concerned in the northeast quarter of the southeast quarter of Section 6.

With respect to the property herein described, this application and any right granted pursuant thereto are intended to be supplemental to the right evidenced by the Certificate recorded at page 7120, State Record of Water Right Certificates.

RECEIVED
AUG 13 1970
STATE ENGINEER
SALEM, OREGON

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 completion by submission of the required map completion by submission of superseding application and map. Completion

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before June 3rd 1969, August 11th 69, October 13th 69, July 7th 70, August 17 70

WITNESS my hand this 3rd day of April 1969

RECEIVED
OCT 21 1969
STATE ENGINEER
SALEM, OREGON

RECEIVED
AUG 11 1969
STATE ENGINEER
SALEM, OREGON

RECEIVED
MAY 23 1969
STATE ENGINEER
SALEM, OREGON

By [Signature]
Larry M. Jebousek
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 ^{0.82} 0.07 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 Stanley Crank

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

If for irrigation, this appropriation shall be limited to 1/40 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 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 October 21, 1969

Actual construction work shall begin on or before February 22, 1972 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1972.

Complete application of the water to the proposed use shall be made on or before October 1, 1973

WITNESS my hand this 22nd day of February, 1971

Chris J. Wheeler
STATE ENGINEER

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Application No. 45903
Permit No. 34977

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 15th day of April, 1969 at 8:00 o'clock A. M.

Returned to applicant:

Approved: February 22, 1971
Recorded in book No. of
Permits on page 34977

CHRIS J. WHEELER
STATE ENGINEER

Drainage Basin No. 8 page 388
Fees \$215 refund 2705