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MAR 22 1971

STATE ENGINEER
SALEM, OREGON

ASSIGNED, See Misc. Rec., Vol. 6 Page 845

Permit No. 36039

CERTIFICATE NO. 51054

*APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, Gerald J Tucker (Name of applicant)
of Imnaha, Oregon, 97842 (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 "Cougar Kill Spring"; (Name of stream)
Spring Canyon, a tributary of Imnaha River

2. The amount of water which the applicant intends to apply to beneficial use is
cubic feet per second. 0.01 Domestic, 0.001 Stock, 0.009 Irrigation, 0.02
(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 Domestic 0.01; Stock 0.001;
Irrigation 0.009 (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 904' South and 594' West
ft. 335' E. and ft. from the Center
corner of Section 35, T18, R48 E. N.M. (Section or subdivision)
~~in the NE 1/4 SW 1/4~~

(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 NE 1/4 SW 1/4 of Sec. 35, Tp. 18,
(Give smallest legal subdivision) (N. or S.)

R. 48 E, W. M., in the county of Wallowa
(E. or W.)

5. The Pipe Line to be 1232 feet
(Main ditch, canal or pipe line) (Miles or feet)
in length, terminating in the NW 1/4 SE 1/4 of Sec. 35, Tp. 1 South,
(Smallest legal subdivision) (N. or S.)
R. 48 West, 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 _____ feet, length on top _____ feet, length at bottom _____ feet; material to be used and character of construction _____
(Loose rock, concrete, masonry,

No dam.
rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate Headworks will consist of a
(Timber, concrete, etc., number and size of openings)
steel cylinder 18" in diameter & 3 ft. long buried in
the ground, open at bottom, holes in the side & with tight lid.

(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.

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, ¹²³²~~1287~~ ft.; size at intake, 1 inch in.; size at ^{* To Reservoir} 6.72 ft. from intake ^{* From Reservoir} 1/4 inch in.; size at place of use 1/4 inch in.; difference in elevation between intake and place of use, ^{100' Springs to Reservoir} ^{174' Reservoir to House} 274 ft. Is grade uniform? *Variable* Estimated capacity, 10 gal. per min., 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
1 South	48 E.W.M.	35	NW 1/4 SE 1/4	1 acre <i>Garden and Lawn, Orchard</i>
<i>Metal Tank of 450 gal. capacity</i>				
<i>* Concrete reservoir 5' x 5' x 5' with capacity of approx-imately 900 gallons to be installed to regulate pressure and equalize flow and serve as a reserve supply for fire protection purposes. Reservoir will be placed on applicants privately owned lands.</i>				
1 S	48 E	35	NW 1/4 SE 1/4	<i>Domestic</i>
		35	NE 1/4 SW 1/4	<i>Stock</i>

(If more space required, attach separate sheet)

(a) Character of soil *Black Loam*

(b) Kind of crops raised *General Garden, Orchard & Lawn*

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 One

(Answer questions 11, 12, 13, and 14 in all cases)

11. Estimated cost of proposed works, \$ 600⁰⁰

12. Construction work will begin on or before July 1971

13. Construction work will be completed on or before October 1971

14. The water will be completely applied to the proposed use on or before October 1971

[Signature]
(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 correction and completion

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before June 1st, 19 71.

WITNESS my hand this 1st day of April, 19 71.

RECEIVED
APR 13 1971
STATE ENGINEER
SALEM, OREGON

CHRIS L. WHEELER
STATE ENGINEER
By [Signature]
Larry W. 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 0.02 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 Cougar Kill Spring

The use to which this water is to be applied is domestic use for one family, stock and irrigation, being 0.01 cfs for domestic use, 0.001 cfs for stock and 0.009 cfs for 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 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 March 22, 1971

Actual construction work shall begin on or before August 1, 1973 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1974

Complete application of the water to the proposed use shall be made on or before October 1, 1975

WITNESS my hand this 1st day of August, 1972

Chris L. Wheeler
STATE ENGINEER

Application No. *48061*
Permit No. **36039**

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 *22nd* day of *March*,
197*1*, at *8:00* o'clock *A.* M.

Returned to applicant:

Approved: _____
August 1, 1972

Recorded in book No. _____ of
Permits on page **36039**

CHRIS L. WHEELER
STATE ENGINEER

Drainage Basin No. *8* page *RR*
Fees *30.00*