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SALEM, OREGON

Permit No. 36515

*APPLICATION FOR PERMIT

T-9720

To Appropriate the Public Waters of the State of Oregon

I, Deschutes Valley Water District
(Name of applicant)

of Rt. 1. Box 17, Madras
(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 Municipal Corporation, inc. July 1919

1. The source of the proposed appropriation is Opal Springs
(Name of stream)
, a tributary of Crooked River

2. The amount of water which the applicant intends to apply to beneficial use is 14.379 cubic feet per second. by 1990 and 22.336 c.f.s by the year 2010
(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 to reserve supplies for future 0 -20 year needs and 20 - 40 year needs for quasi-municipal.
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 1215.44 ft. N (N. or S.) and 1939.84 ft. W (E. or W.) from the E¼ corner of Sec. 33
(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 SW¼ NE¼ (Give smallest legal subdivision) of Sec. 33, Tp. 12S (N. or S.), R. 12 E (E. or W.), W. M., in the county of Jefferson

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

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 Two - 700 HP., 2000 G.P.M. pump
(Size and type of pump)
and motor installations in combination with existing turbine and pumping equipment
(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— **36515**

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, 97,152 *ft.; size at intake,* 20 *in.; size at* 97,152 *ft. from intake* 20 *in.; size at place of use* 20 & 16 *in.; difference in elevation between intake and place of use,* 350 *ft. Is grade uniform?* yes (generally). *Estimated capacity,* (4000 gpm) 8.9126 *sec. ft.*

8. *Location of area to be irrigated, or place of use* 200 sq. miles (see attached map)

Township North or South	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
	SEE ATTACHMENT ~~PAGE NUMBER ONE THROUGH EIGHT~~			

(If more space required, attach separate sheet)

(a) Character of soil .....

(b) Kind of crops raised .....

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 ..... (Legal subdivision) *of Sec.* ....., *Tp.* ....., (No. N. or S.) *R.* ....., (No. E. or W.) *W. M.*

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

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

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

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

(i) The nature of the mines to be served .....

TABULATION OF SECTIONS AND $\frac{1}{4}$ SECTIONS REQUIRING WATER IN THE NEXT 20 YEARS

TWP	RANGE	SECTION NO.	SECTION PORTION	SECTION PORTIONS NW¼	NE¼	SW¼	SE¼
13S	12E	1	7/16	ALL		NW¼, NE¼, SW¼	
"	"	2	ALL				
"	"	12	8/16	NW¼, SW¼		ALL	NW¼, SW¼
"	"	11	ALL				
"	"	13	3/16	NW¼, NE¼	NW¼		
"	"	14	2/16		NW¼, NE¼		
12S	12E	1	ALL				
"	"	12	ALL				
"	"	13	ALL				
"	"	24	ALL				
"	"	25	ALL				
"	"	26	ALL				
"	"	35	ALL				
"	"	36	13/16	ALL	ALL	ALL	NW¼
11S	12E	12	4/16			SW¼, SE¼	SW¼, SE¼
"	"	13	ALL				
"	"	24	ALL				
"	"	25	ALL				
"	"	36	ALL				
"	"	26	8/16		ALL		ALL

TWP	RANGE	SECTION NO.	SECTION PORTION	SECTION PORTIONS NW¼	NE¼	SW¼	SE¼
11S	12E	23	ALL				
"	"	14	ALL				
12S	13E	1	ALL				
"	"	2	ALL				
"	"	3	ALL				
"	"	4	ALL				
"	"	5	ALL				
"	"	6	ALL				
"	"	7	ALL				
"	"	8	ALL				
"	"	9	ALL				
"	"	10	ALL				
"	"	11	ALL				
"	"	12	14/16	ALL	ALL	ALL	NW¼, SW¼
"	"	13	11/16	ALL	NW¼, SW¼	ALL	NW¼
"	"	14	ALL				
"	"	15	ALL				
"	"	16	ALL				
"	"	17	ALL				
"	"	18	ALL				

TWP	RANGE	SECTION NO.	SECTION PORTION	SECTION PORTIONS $NW\frac{1}{4}$	$NE\frac{1}{4}$	$SW\frac{1}{4}$	$SE\frac{1}{4}$
12S	13E	19	ALL				
"	"	20	ALL				
"	"	21	ALL				
"	"	22	ALL				
"	"	23	10/16	ALL	$NW\frac{1}{4}$, $NE\frac{1}{4}$	ALL	
"	"	24	2/16	$NW\frac{1}{4}$, $NE\frac{1}{4}$			
"	"	26	5/16	$NW\frac{1}{4}$, $NE\frac{1}{4}$		$NW\frac{1}{4}$, $SW\frac{1}{4}$, $SE\frac{1}{4}$	
"	"	27	14/16	ALL	ALL	$NW\frac{1}{4}$, $NE\frac{1}{4}$	ALL
"	"	28	12/16	ALL	ALL	$NW\frac{1}{4}$, $NE\frac{1}{4}$	$NW\frac{1}{4}$, $NE\frac{1}{4}$
"	"	29	14/16	ALL	ALL	ALL	$NW\frac{1}{4}$, $NE\frac{1}{4}$
"	"	30	ALL				
"	"	31	2/16	$NW\frac{1}{4}$, $NE\frac{1}{4}$			
11S	13E	1	ALL				
"	"	2	ALL				
"	"	3	ALL				
"	"	4	ALL				
"	"	5	8/16		ALL		ALL
"	"	7	4/16			$SW\frac{1}{4}$, $SE\frac{1}{4}$	$SW\frac{1}{4}$, $SE\frac{1}{4}$
"	"	8	10/16		ALL	$SW\frac{1}{4}$, $SE\frac{1}{4}$	ALL
"	"	9	ALL				

TWP	RANGE	SECTION NO.	SECTION PORTION	SECTION PORTIONS NW¼	NE¼	SW¼	SE¼
11S	13E	10	ALL				
"	"	11	ALL				
"	"	12	ALL				
"	"	13	ALL				
"	"	14	ALL				
"	"	15	ALL				
"	"	16	ALL				
"	"	17	ALL				
"	"	18	ALL				
"	"	19	ALL				
"	"	20	ALL				
"	"	21	ALL				
"	"	22	ALL				
"	"	23	ALL				
"	"	24	ALL				
"	"	25	ALL				
"	"	26	ALL				
"	"	27	ALL				
"	"	28	ALL				
"	"	29	ALL				

TWP	RANGE	SECTION NO.	SECTION PORTION	SECTION PORTIONS NW¼	NE¼	SW¼	SE¼
11S	13E	30	ALL				
"	"	31	ALL				
"	"	32	ALL				
"	"	33	ALL				
"	"	34	ALL				
"	"	35	ALL				
"	"	36	ALL				
10S	13E	1	ALL				
"	"	2	ALL				
"	"	3	ALL				
"	"	10	ALL				
"	"	11	ALL				
"	"	12	ALL				
"	"	13	ALL				
"	"	14	ALL				
"	"	15	ALL				
"	"	16	ALL				
"	"	17	ALL				
"	"	18	8/16		ALL		ALL
"	"	19	10/16		ALL	NE¼, SE¼	ALL

TWP	RANGE	SECTION NO.	SECTION PORTION	SECTION PORTIONS NW¼	NE¼	SW¼	SE¼
10S	13E	20	ALL				
"	"	21	ALL				
"	"	22	ALL				
"	"	23	ALL				
"	"	24	ALL				
"	"	25	ALL				
"	"	26	ALL				
"	"	27	ALL				
"	"	28	ALL				
"	"	29	ALL				
"	"	32	8/16		ALL		ALL
"	"	33	ALL				
"	"	34	ALL				
"	"	35	ALL				
"	"	36	ALL				
9S	13E	34	ALL				
"	"	35	ALL				
"	"	36	ALL				
12S	14E	6	ALL				
		7	4/16	NW¼, NE¼	NW¼, NE¼		

TWP	RANGE	SECTION NO.	SECTION PORTION	SECTION PORTIONS NW¼	NE¼	SW¼	SE¼
11S	14E	5	8/16	ALL		ALL	
"	"	6	ALL				
"	"	7	ALL				
"	"	18	ALL				
"	"	19	ALL				
"	"	30	ALL				
"	"	31	ALL				
10S	14E	1	8/16	ALL		ALL	
"	"	2	ALL				
"	"	3	ALL				
"	"	4	ALL				
"	"	5	ALL				
"	"	6	ALL				
"	"	7	ALL				
"	"	8	ALL				
"	"	9	ALL				
"	"	10	ALL				
"	"	11	ALL				
"	"	12	8/16	ALL		ALL	
10S	14E	14	ALL				

TWP	RANGE	SECTION NO.	SECTION PORTION	SECTION PORTIONS NW¼	NE¼	SW¼	SE¼
10S	14E	15	ALL				
"	"	16	ALL				
"	"	17	ALL				
"	"	18	ALL				
"	"	19	ALL				
"	"	20	ALL				
"	"	21	ALL				
"	"	22	ALL				
"	"	28	ALL				
"	"	29	ALL				
"	"	30	ALL				
"	"	31	ALL				
"	"	32	ALL				
"	"	33	8/16	ALL		ALL	
9S	14E	31	ALL				
"	"	32	ALL				
"	"	33	ALL				
"	"	34	ALL				
"	"	35	14/16	ALL	NW¼, SW¼	ALL	ALL
"	"	36	4/16			ALL	

TABULATION OF SECTIONS OR $\frac{1}{4}$ SECTIONS REQUIRING ADDITIONAL WATER IN THE 20 TO 40 YEAR PERIOD

TWP	RANGE	SECTION NO.	SECTION PORTION	SECTION PORTIONS			
				$NW\frac{1}{4}$	$NE\frac{1}{4}$	$SW\frac{1}{4}$	$SE\frac{1}{4}$
13S	12E	3	All				
"	"	4	3/16		$NW\frac{1}{4}$, $NE\frac{1}{4}$, $SE\frac{1}{4}$		
"	"	10	4/16		All		
"	"	13	13/16	$SW\frac{1}{4}$, $SE\frac{1}{4}$	$NE\frac{1}{4}$, $SW\frac{1}{4}$, $SE\frac{1}{4}$	ALL	ALL
"	"	14	4/16	$NE\frac{1}{4}$	$SW\frac{1}{4}$, $SE\frac{1}{4}$		$NE\frac{1}{4}$
"	"	24	4/16		All		
12S	12E	34	All				
"	"	33	8/16		ALL		ALL
"	"	27	9/16		$SW\frac{1}{4}$, $SE\frac{1}{4}$	$NE\frac{1}{4}$, $SE\frac{1}{4}$, $SW\frac{1}{4}$	ALL
"	"	23	12/16	$NE\frac{1}{4}$, $SE\frac{1}{4}$	ALL	$NE\frac{1}{4}$, $SE\frac{1}{4}$	ALL
"	"	14	8/16		ALL		ALL
"	"	11	8/16		ALL		ALL
"	"	2	8/16		ALL		ALL
11S	12E	35	12/16	$NE\frac{1}{4}$, $SE\frac{1}{4}$	ALL	$NE\frac{1}{4}$, $SE\frac{1}{4}$	ALL
"	"	27	3/16		$NW\frac{1}{4}$, $NE\frac{1}{4}$, $SE\frac{1}{4}$		
"	"	26	8/16	ALL		ALL	
"	"	22	5/16		$NE\frac{1}{4}$, $SE\frac{1}{4}$		$NE\frac{1}{4}$, $SE\frac{1}{4}$, $SW\frac{1}{4}$
"	"	15	7/16		ALL		$NE\frac{1}{4}$, $SE\frac{1}{4}$, $NW\frac{1}{4}$
"	"	10	4/16			$SE\frac{1}{4}$	$NE\frac{1}{4}$, $SW\frac{1}{4}$, $SE\frac{1}{4}$
"	"	11	15/16	$NE\frac{1}{4}$, $SW\frac{1}{4}$, $SE\frac{1}{4}$	All	All	ALL

TWP	RANGE	SECTION NO.	SECTION PORTION	SECTION PORTIONS NW¼	NE¼	SW¼	SE¼
11S	12E	12	12/16	ALL	ALL	NW¼, NE¼	NW¼, NE¼
"	"	~~35~~ 1	~~6/16~~ ALL		~~ALL~~		~~NE¼, SE¼~~
"	"	2	11/16	SE¼	ALL	SE¼, NE¼	ALL
10S	12E	36	13/16	SE¼	ALL	ALL	ALL
"	"	25	1/16				SE¼
"	"	35	1/16				SE¼
13S	13E	7	3/16			SE¼	SW¼, SE¼
"	"	16	6/16			NE¼, SW¼, SE¼	NW¼, SW¼, SE¼
"	"	17	8/16	ALL		ALL	
"	"	18	ALL				
"	"	19	ALL				
"	"	20	ALL				
"	"	21	ALL				
"	"	22	1/16			SW¼	
"	"	27	7/16	NW¼, SW¼, SE¼		ALL	
"	"	28	ALL				
"	"	29	ALL				
"	"	30	ALL				
"	"	31	10/16	ALL	ALL		NW¼, NE¼
		32	15/16	ALL	ALL	ALL	NW¼, NE¼, SW¼
		33	2/16		NW¼, NE¼		

TWP	RANGE	SECTION NO.	SECTION PORTION	SECTION PORTIONS NW¼	NE¼	SW¼	SE¼
13S	13E	34	7/16	NW¼, NE¼, SE¼	SW¼		NW¼, SW¼, SE¼
11S	13E	5	8/16	ALL		ALL	
"	"	6	ALL				
"	"	7	12/16	ALL	ALL	NW¼, NE¼	NW¼, NE¼
"	"	8	6/16	ALL		NW¼, NE¼	
10S	13E	4	ALL				
"	"	5	ALL				
"	"	6	8/16		ALL		ALL
"	"	7	1/16				SE¼
"	"	8	14/16	SW¼, SE¼	ALL	ALL	ALL
"	"	9	ALL				
"	"	30	12/16		ALL	ALL	ALL
"	"	31	ALL				
"	"	32	8/16	ALL		ALL	
9S	13E	14	5/16			ALL	SW¼
"	"	15	6/16			NE¼, SE¼	ALL
"	"	16	3/16			SE¼	SW¼, SE¼
"	"	20	4/16		SE¼		NE¼, SW¼, SE¼
"	"	21	ALL				
"	"	22	ALL				

TWP	RANGE	SECTION NO.	SECTION PORTION	SECTION PORTIONS NW¼	NE¼	SW¼	SE¼
9S	13E	23	All				
"	"	24	14/16	NW¼, SW¼	ALL	ALL	ALL
"	"	25	ALL				
"	"	26	ALL				
"	"	27	ALL				
"	"	28	ALL				
"	"	29	8/16		ALL		ALL
"	"	31	3/16		SE¼		NE¼, SE¼
"	"	32	14/16	SW¼, SE¼	ALL	ALL	ALL
"	"	33	ALL				
12S	14E	4	3/16	NW¼, NE¼	NW¼		
"	"	5	14/16	ALL	ALL	ALL	NW¼, NE¼
"	"	8	2/16	NW¼, NE¼			
11S	14E	3	5/16	NW¼, SW¼		NW¼, SW¼, SE¼	
"	"	4	ALL				
"	"	5	8/16		ALL		ALL
"	"	8	ALL				
"	"	9	ALL				
"	"	10	4/16	ALL			
"	"	16	ALL				

TWP	RANGE	SECTION NO.	SECTION PORTION	SECTION PORTIONS NW¼	NE¼	SW¼	SE¼
11S	14E	20	ALL				
"	"	17	ALL				
"	"	21	12/16	ALL		ALL	ALL
"	"	28	ALL				
"	"	29	ALL				
"	"	32	ALL				
"	"	33	14/16	ALL	ALL	ALL	NW¼, SW¼
10S	14E	12	8/16		ALL		ALL
"	"	13	ALL				
"	"	23	14/16	ALL	ALL	ALL	NW¼, NE¼
"	"	24	14/16	ALL	ALL	ALL	NW¼, SW¼
"	"	26	4/16	ALL			
"	"	27	ALL				
"	"	33	8/16		ALL		ALL
"	"	34	13/16	ALL	NW¼, NE¼, SW¼	ALL	NW¼, SW¼
9S	14E	7	9/16		NE¼, SW¼, SE¼	NE¼, SE¼	ALL
"	"	8	6/16	ALL		NW¼, NE¼	
"	"	17	4/16			SW¼, SE¼	SW¼, SE¼
"	"	18	ALL				
"	"	19	ALL				

TWP	RANGE	SECTION NO.	SECTION PORTION	SECTION PORTIONS NW¼	NE¼	SW¼	SE¼
9S	14E	20	ALL				
"	"	16	3/16			SW¼, SE¼	SW¼
"	"	21	ALL				
"	"	22	4/16			NW¼, SW¼, SE¼	SW¼
"	"	26	2/16			NW¼, SW¼	
"	"	27	14/16	ALL	NW¼, SW¼	ALL	ALL
"	"	28	ALL				
"	"	29	ALL				
"	"	30	ALL				

Municipal or Domestic Supply— **36515**

10. (a) To supply the city of (Culver, Metolius, Madras and the balance of the residents, industry & manufacturing contained within the Districts 200 sq. mile area of Jefferson (Name of) County, having a present population of 6310 (service)

and an estimated population of 7,935 in 1992; 10,851 in 2012.

(b) If for domestic use state number of families to be supplied (1570 - 1972
(1958 - 1992
(2713 - 2012

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

11. Estimated cost of proposed works, $ 2,468,000

12. Construction work will begin on or before 1982

13. Construction work will be completed on or before 1985

14. The water will be completely applied to the proposed use on or before 1985

Deschutes Valley Wtr. Dist.
(Signature of applicant)
WS Mackenzie Mgr.

Remarks: Due to the size of the project, a three year or longer construction period will be required. First phase will include construction of the pump house structure, placement of the 700 hp motors, pumps, valves, electrical controls and switch gear, all to be located at Opal Springs. Second phase will include construction of the 20" dia. trunk transmission line from the pump house structure at Opal Springs with placement north-easterly through the intensified agricultural areas lying west of the City of Culver, Metolius and Madras. Cross connections will be made to the above Cities to improve present water demand requirements and to provide some cushion for projected future domestic, industrial and commercial needs. From the development that is now occurring it is realized by the D.V.W.D. that both immediate and long range planning is an absolute necessity if the D.V.W.D. is to keep pace with projected future water demand requirements and if the County's successes in the next 0 - 20 - 40 years are to match those that have occurred over the past 40 years.

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 March 24, 19 72

WITNESS my hand this 24th *day of* January, 19 72

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STATE ENGINEER
SALEM OREGON

CHRIS L. WHEELER
STATE ENGINEER

By Wayne J. Overcash
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 22.3 *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* Opal Springs

The use to which this water is to be applied is quasi-municipal

If for irrigation, this appropriation shall be limited to ..... *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 priority date of this permit is December 29, 1971

Actual construction work shall begin on or before March 13, 1974 *and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19*74

Extended to October 1, 1993 Extended to October 1, 1988 B Extended to Oct. 1, 1983 Extended to Oct. 1978 Extended to Oct. 1977

*Complete application of the water to the proposed use shall be made on or before October 1, 19*75

Extended to October 1, 1993 Extended to October 1, 1988 C Extended to Oct. 1, 1983 Extended to Oct. 1978 Extended to Oct. 1977

WITNESS my hand this 13th *day of* March, *19*73

STATE ENGINEER

B+C to 10-1-98

BCφ3

Application No. 48903

Permit No. 36515

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 29th *day of* December, *19*71, *at* 8:00 *o'clock* A *M.*

Returned to applicant: .....

Approved:

March 13, 1973

Recorded in book No. ..... *of Permits on page* 36515

CHRIS L. WHEELER
STATE ENGINEER

Drainage Basin No. 5 *page* 145

Fees $40.00

State Printing 98137