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STATE ENGINEER
SALEM OREGON

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STATE ENGINEER
SALEM OREGON

Permit No. 37152
ASSIGNED. See Misc. Rec. Vol. 5 Page 384
CERTIFICATE NO. 46077

*APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, Rod McKay
(Name of applicant)
of Harper
(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 Malheur River
(Name of stream)
a tributary of Snake River

2. The amount of water which the applicant intends to apply to beneficial use is 2.35
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)
536°05'E - 1455' from the NW corner
NE 1/4 NE 1/4 Sec. 23 T. 20 S. R. 41 E W.M.
(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 NE 1/4 of Sec. 23, Tp. 20 S,
(Give smallest legal subdivision) (N. or S.)
R. 41 E, W. M., in the county of Malheur
(E. or W.)

5. The Ditch to be 3/4 miles
(Main ditch, canal or pipe line) (Miles or feet)
in length, terminating in the NE 1/4 SW 1/4 of Sec. 13, Tp. 20 S,
(Smallest legal subdivision) (N. or S.)
R. 41 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 _____ 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 Jacuzzi Centrifugal
(Size and type of pump)
6" intake 5" out let
(Size and type of engine or motor to be used, total head water is to be lifted, etc.)
7 1/2 HP Electric 8' lift

*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
20 S	41 E	23	NE NE	26
		23	NW NE	2
		24	NW NW	5
		13	SW SW	17
			SE SW	20
			NW SW	2
			NE SW	21
				93

(If more space required, attach separate sheet)

See remarks (a) Character of soil Sandy some gravel

(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

(Name of) County, having a present population 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, \$..... 1500.00

12. Construction work will begin on or before Mar 1972

13. Construction work will be completed on or before June 1973

14. The water will be completely applied to the proposed use on or before June 1973

Richard M. Orie King
(Signature of applicant)

Remarks: * This is primarily a supplemental supply to irrigate during the ~~and~~ spring runoff and prior to the regular irrigation season. Most of the soil on this ranch is sandy or gravel or underlain with gravel. Because of the soil characteristic, it dries out and crops wilt prior to turning water into Vale Oregon Canal system.

Existing rights 23 { Permit 7867 Cert 2938
24 { 16707 Vol 3 - 246
13 { 7861 16707

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

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

WITNESS my hand this day of, 19.....

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 2.3 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 Malheur River

The use to which this water is to be applied is 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 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 the terms and conditions of an agreement between the Vale-Oregon and Warms Springs Irrigation Districts and the applicant recorded in the Miscellaneous Records of the State Engineer and by reference made a part hereof and the appropriation will be be further limited to the period when water can be beneficially used prior to the diversion of the Vale-Oregon Irrigation District for the irrigation of the same lands.

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 April 10, 1972

Actual construction work shall begin on or before January 31, 1975 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1975 ..

Complete application of the water to the proposed use shall be made on or before October 1, 1976 .

WITNESS my hand this 31st day of January, 1974

Chris J. Wheeler
STATE ENGINEER

Application No. 491142
Permit No. 37152

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 10th day of April, 1972, at 8:00 o'clock A. M.

Returned to applicant:

Approved: _____ of
January 31, 1974
Recorded in book No. _____ of
Permits on page 37152

CHRIS J. WHEELER
STATE ENGINEER

Drainage Basin No. 10 page 10
Fees 50.00