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DEC 10 1972

CERTIFICATE NO. 65154  
ASSIGNED, See Misc. Rec., Vol. 5 Page 703

Permit No. 37900

STATE ENGINEER  
SALEM OREGON

\*APPLICATION FOR PERMIT

# To Appropriate the Public Waters of the State of Oregon

I, Earl McKinney  
(Name of applicant)

of RtI Box 359 Hermiston  
(Mailing address)

State of Oregon 97838, 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  
No

1. The source of the proposed appropriation is Rhea Cr.  
(Name of stream)  
Willow Cr., a tributary of

2. The amount of water which the applicant intends to apply to beneficial use is 1.0  
cubic feet per second. same source but has 4 different p.o.d.'s  
(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 See Attachments ft. and ft. from the

NO. #1- S.64 35'E., 200' from the N. 1/4 corner of section 25, T.1S., R.24 E.W.M. being within the NW 1/4 NE 1/4 of same section, township & range.

NO. #2- S.82 00'W., 2175 ft. from the NE corner of section 25, T.1S., R.24 E.W.M. being within the NW 1/4 NE 1/4 of section 25, same township and range.

NO. #3- S.50°00'W. 2475 ft. from the E 1/4 corner of section 24, T.1S., R.24 E.W.M., being within the SW 1/4 SE 1/4 of section 24, T.1S., R.24 E.W.M.

NO. #4- N.58°48'W. 2050 ft. from the E 1/4 corner of section 24, T.1S., R.24 E.W.M., being within the NW 1/4 NE 1/4 of same section, township & range.

R. 24E, W. M., in the county of Morrow  
(E. or W.)

5. The Portable pipe to be  
(Main ditch, canal or pipe line) (Miles or feet)

in length, terminating in the of Sec. of Tp.  
(Smallest legal subdivision) (N. or S.)

R. 24E, 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 2 1/2 hp. centrifugal pump and 1 1/2 hp. diesel 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 ..... Secs. 24 & 25, T. 1 S., R. 24 E. W. M.

| Township North or South | Range E. or W. of Willamette Meridian | Section       | Forty-acre Tract         | Number Acres To Be Irrigated |
|-------------------------|---------------------------------------|---------------|--------------------------|------------------------------|
| <del>1S</del>           | <del>24E</del>                        | <del>24</del> | <del>NW 1/4 NE 1/4</del> | <del>2.5</del>               |
| 1S                      | 24E                                   | 24            | SW 1/4 NE 1/4            | <del>2.5</del> 22.5          |
| 1S                      | 24E                                   | 24            | NW 1/4 SE 1/4            | 20.0                         |
| 1S                      | 24E                                   | 24            | SW 1/4 SE 1/4            | 23.0                         |
| 1S                      | 24E                                   | 25            | NW 1/4 NE 1/4            | 14.0                         |
|                         |                                       |               |                          | 9.5                          |
|                         |                                       |               |                          |                              |
|                         |                                       |               |                          |                              |
|                         |                                       |               |                          |                              |
|                         |                                       |               |                          |                              |
|                         |                                       |               |                          |                              |
|                         |                                       |               |                          |                              |
|                         |                                       |               |                          |                              |

(If more space required, attach separate sheet)

(a) Character of soil ..... Sany loam

(b) Kind of crops raised ..... Hay, Grains, & Grasses

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, \$ 1,000 .....

12. Construction work will begin on or before Has Begun .....

13. Construction work will be completed on or before Oct. 1, 1973 .....

14. The water will be completely applied to the proposed use on or before Oct. 1, 1974 .....

x Earl McKinney  
(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 completion .....

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before May 16 ....., 1973 last year .....

WITNESS my hand this 16<sup>th</sup> day of March ....., 1973 .....

RECEIVED  
JUN 2 8 1973  
STATE ENGINEER  
SALEM OREGON

CHRIS L. WHEELER  
STATE ENGINEER

By Wayne J. Overcash  
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 1.0 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 Rhea Creek

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

If for irrigation, this appropriation shall be limited to 1/60th 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,

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 June 28, 1973

Actual construction work shall begin on or before July 23, 1976 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1977

Complete application of the water to the proposed use shall be made on or before October 1, 1978.

WITNESS my hand this 23rd day of July, 1975

*James E. Sexson*  
Water Resources Director STATE ENGINEER

Application No. 49924  
Permit No. 37900

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 21st day of December, 1972, at 11:15 o'clock A.M.

Returned to applicant:

Approved: July 23, 1975

Recorded in book No. 37900 of Permits on page

James E. Sexson STATE ENGINEER

Drainage Basin No. 7 page 26B