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STATE ENGINEER  
SALEM, OREGON

APPLICATION FOR PERMIT

Permit No.

38853

CERTIFICATE NO.

51440

### To Appropriate the Public Waters of the State of Oregon

I, Jack O. Sweek and Jack E. Cavender  
(Name of applicant)

of Monument, Oregon 97864  
(Mailing address) (City)

State of Oregon, do hereby make application for a permit to appropriate the  
(Zip Code)

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 North Fork of the John Day  
(Name of stream)

, a tributary of John Day River

2. The amount of water which the applicant intends to apply to beneficial use is 1.22 cfs  
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 1380 ft. N and 2900 ft. W from the SE  
(N. or S.) (E. or W.)  
corner of Section 1. The point of diversion and all lands to be irrigated  
(Section or subdivision)

are within the boundaries of the incorporated City of Monument.

Point of diversion bears N 60 degrees West of the SE corner of Section 1, This  
corner is marked with a steel pipe. The point is approximately 3,305' from this  
(If preferable, give distance and bearing to section corner)

section corner, in the NE 1/4 of SW 1/4 of Section 1  
(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. 1, Tp. 9 S.  
(Give smallest legal subdivision) (N. or S.)

R. 27 E., W. M., in the county of GRANT  
(E. or W.)

5. The pipe line to be 2,620 feet  
(Main ditch, canal or pipe line) (Miles or feet)

in length, terminating in the NW 1/4 of Sec. 1, Tp. 9 S.  
(Smallest legal subdivision) (N. or S.)

R. 27 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 2 1/2 X 3 Centrifugal pump powered  
(Size and type of pump)  
by a 50 HP electric motor. Total head on pump 240' including pressure head.  
(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. Such forms can be secured without charge, together with instructions, by addressing the State Engineer, Salem, Oregon 97310.

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, 2,620 ft.; size at intake, 6" in.; size at 2120 ft. from intake 4" in.; size at place of use 4" in.; difference in elevation between intake and place of use, 115' ft. Is grade uniform? generally ..... Estimated capacity, 1.22 sec. ft.

8. Location of area to be irrigated, or place of use City of Monument

Township North or South	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
t 9S.	27E	1	Total	68.8
t 9S	27E	1	NW $\frac{1}{4}$ of NW $\frac{1}{4}$	5.63
9S	27E	1	NE $\frac{1}{4}$ of NW $\frac{1}{4}$	4.91
9S	27E	1	SW $\frac{1}{4}$ of NW $\frac{1}{4}$	15.24
9S	27E	1	SE $\frac{1}{4}$ of NW $\frac{1}{4}$	1.63
9S	27E	1	NW $\frac{1}{4}$ of SW $\frac{1}{4}$	15.54
9S	27E	1	NE $\frac{1}{4}$ of SW $\frac{1}{4}$	24.46
9S	27E	1	SW $\frac{1}{4}$ of SW $\frac{1}{4}$	.36
9S	27E	1	SE $\frac{1}{4}$ of SW $\frac{1}{4}$	1.03

(If more space required, attach separate sheet)

(a) Character of soil Sandy loam

(b) Kind of crops raised Alfalfa and grass

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 .....

Municipal or Domestic Supply—

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, \$ 5,000.00
- 12. Construction work will begin on or before July 1, 1973
- 13. Construction work will be completed on or before July 1, 1973
- 14. The water will be completely applied to the proposed use on or before July 1, 1973

*Jack O. Sweek*  
 (Signature of applicant)  
*Jack E. Cavender*

Remarks: This application is for three parcels of land, one owned by Jack O. Sweek, one owned by Jack E. Cavender, and one undivided parcel by Jack O. Sweek and Jack E. Cavender in partnership. Water for all land to be pumped by one pump jointly owned and operated by the partners.

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 May 15, 1974.

WITNESS my hand this 15 th day of March, 1974.

CHRIS L. WHEELER  
STATE ENGINEER

By *Wayne J. Overcash*  
Wayne J. Overcash ASSISTANT

RECEIVED  
MAY 3 1974  
STATE ENGINEER  
SALEM, OREGON

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 1.22 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 North Fork John Day River

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

If for irrigation, this appropriation shall be limited to 1/40th 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 5 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 November 13, 1973

Actual construction work shall begin on or before December 9, 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 9th day of December, 1975

James E. ... WATER RESOURCES DIRECTOR STATE ENGINEER

Application No. 51386  
Permit No. 38853

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 13th day of November, 1973, at 6:00 o'clock A. M.

Returned to applicant:

Approved:

Recorded in book No. 38853 of Permits on page

STATE ENGINEER

Drainage Basin No. 6 page 27A  
Fees