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*APPLICATION FOR PERMIT CERTIFICATE NO. 46828

STATE ENGINEER
SALEM, OREGON

To Appropriate the Public Waters of the State of Oregon

I, EARL E. & LORRAINE BROWN (Name of applicant) ~~ASSIGNED, See Misc. Rec., Vol. _____ Page _____~~

of RT. 2 BOX 348 MILTON-FREEWATER (Mailing address)

State of OREGON 97862, 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 FORD BR. LWWR (Name of stream)

WALLA-WALLA RIVER., a tributary of

2. The amount of water which the applicant intends to apply to beneficial use is 4.68 cubic feet per second. (2100GPM) (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 FROST PROTECTION (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 2010' ft. EAST and 20' ft. No. from the WEST corner of SEC. 35 T6N R35EWM. (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 SE 1/4 NW 1/4 of Sec. 35, Tp. 6N, R. 35E, W. M., in the county of UMTILLA. (Give smallest legal subdivision) (N. or S.)

(E. or W.)

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

(E. or W.)

DESCRIPTION OF WORKS

Diversion Works—

6. (a) Height of dam N/A 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 _____ (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.

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) N/A 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 SW 1/4 NE 1/4 T6N R35EWM Sec. 34 & SW 1/4 NW 1/4 T6N R35EWM Sec. 35

Table with 5 columns: Township North or South, Range E. or W. of Willamette Meridian, Section, Forty-acre Tract, Number Acres To Be Irrigated. Rows include T6N R35EWM Sec 34 (20 AC) and T6N R35EWM Sec 35 (15 AC).

(If more space required, attach separate sheet)

(a) Character of soil YCL

(b) Kind of crops raised ORCHARD

Power or Mining Purposes—

9. (a) Total amount of power to be developed N/A 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

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 4.68 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 Ford Branch of Little Walla Walla River

The use to which this water is to be applied is frost protection

If for irrigation, this appropriation shall be limited to of one cubic foot per second or its equivalent for each acre irrigated

The permittee shall record and submit annually to the Water Resources Department all pertinent data pertaining to use of water for frost protection.

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 21, 1974

Actual construction work shall begin on or before January 28, 1977 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 28th day of January, 1976

James C. [Signature]
WATER RESOURCES DIRECTOR STATE ENGINEER

Application No. 52105
Permit No. 39255

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 21 day of June, 1974 at 11:00 o'clock A. M.

Returned to applicant:

Approved:

Recorded in book No. of
Permits on page 39255

STATE ENGINEER

Drainage Basin No. 7 page 24E

Fees