

JUN 17 1974

JUN 27 1974

STATE ENGINEER  
SALEM, OREGON

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SALEM, OREGON  
APPLICATION FOR PERMIT

56639

"CERTIFICATE NO. \_\_\_\_\_"

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

I, Ruthella Herburger (Name of applicant)  
of West Hill (Mailing address), John Day (City),  
State of Oregon, 97845 (Zip Code), 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 John Day River (Name of stream),  
a tributary of Columbia

2. The amount of water which the applicant intends to apply to beneficial use is 1/2  
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 1720 ft. N. (N. or S.) and 650 ft. E. (E. or W.) from the S.W.  
corner of Sec. 20 (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 N.W.-S.W. (Give smallest legal subdivision) of Sec. 20, Tp. 13 S. (N. or S.)

R. 31 E. (E. or W.), W. M., in the county of Grant

5. The existing Enterprise Ditch (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 None 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 None (Timber, concrete, etc., number and size of openings)

(c) If water is to be pumped give general description Centrifugal 4x1 1/4 (Size and type of pump)  
3 hp. 230V 1PH (Size and type of engine or motor to be used, total head water is to be lifted, etc.) 31 Gal per m. at 168 TDH

\* 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— None

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) None 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, 350 ft.; size at intake, 2" in.; size at 350 ft. from intake 2" in.; size at place of use 2" in.; difference in elevation between intake and place of use, 46 ft. Is grade uniform? Yes Estimated capacity, 144 sec. ft.

8. Location of area to be irrigated, or place of use SW 1/4 of NW 1/4 Spt 25

Township North or South	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
13S	30 E	25	SW NW	<del>25</del> 10

(If more space required, attach separate sheet)

(a) Character of soil .....  
(b) Kind of crops raised Grass and Vegetables

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.  
(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. ....  
(No. N. or S.) (No. E. or W.)

(f) Is water to be returned to any stream? .....  
(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, \$ 768<sup>00</sup>
- 12. Construction work will begin on or before Aug 15
- 13. Construction work will be completed on or before Sept 15
- 14. The water will be completely applied to the proposed use on or before Sept 15

Lytella Herburger  
(Signature of applicant)  
Harold H. Herburger

Remarks: \_\_\_\_\_

3 days later - because of illness - mailed  
it off the 25<sup>th</sup> October. Would appreciate you retaining  
the priority date.

Jammy Dick

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 October 22, 1974.

WITNESS my hand this 22nd day of August, 1974.

CHRIS L. WHEELER  
STATE ENGINEER

By Wayne J. Overcash  
Wayne J. Overcash ASSISTANT

RECEIVED  
OCT 28 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 0.25 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 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 October 28, 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 E. ...*  
WATER RESOURCES DIRECTOR

Application No. 52123

Permit No. 39262

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 27th day of June 1974, at 8 o'clock A. M.

Returned to applicant:

Approved:

Recorded in book No. 39262 of Permits on page

STATE ENGINEER

Drainage Basin No. 6 page 16F

Fees