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WATER RESOURCES DEPT.

*APPLICATION FOR PERMIT

Permit No. 40537

CERTIFICATE NO. 53725

To appropriate the Public Waters of the State of Oregon

I, Sylvia L. McAhern (Name of applicant)

of P.O. Box 414, Hermiston (Mailing address) (City)

State of Oregon, 97838 (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 a spring and drainage ditch (Name of stream)

Umatilla River, a tributary of

2. The amount of water which the applicant intends to apply to beneficial use is 0.10 cfs from a cubic feet per second spring and 0.40 from a drainage ditch, a total of 0.50 cfs. (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 Supplemental Irrigation (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 2,320 ft. S and 150 ft. W from the NE corner of Section 5 Township 4N Range 28E. (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 NE 1/4 of Sec. 5, Tp. 4N, R. 28E, W. M., in the county of Umatilla (Smallest legal subdivision) (N. or S.)

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

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 15 HP Electric Cornell Pump (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. 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, 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
4N	28E	5	NE $\frac{1}{4}$ SE $\frac{1}{4}$	20 <i>See 51963</i>

(If more space required, attach separate sheet)

(a) Character of soil Sandy

(b) Kind of crops raised Corn Wheat and 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 _____
_____ 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, \$..... 1,500.....
- 12. Construction work will begin on or before October 1, 1976.....
- 13. Construction work will be completed on or before October 1, 1977.....
- 14. The water will be completely applied to the proposed use on or before October 1, 1978.....

Sylvia L. Mc Ahern
(Signature of applicant)

Remarks: Mrs. M^cA^he^rn has filed on this source of water in 1966. The permit number is 31390 and the application number is 42026. Mrs M^cA^he^rn owns the property where the spring and ditch is located. The sump area is a swampy area that has been cleaned out. The excess water from the spring and the drain flows off the property. The Primary source of water is from the Westland Irrigation System.

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 0.50 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 a spring and drain ditch being 0.10 c.f.s. from the spring and 0.40 c.f.s. from the drain ditch

The use to which this water is to be applied is supplemental 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 4 1/2 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 such reasonable rotation system as may be ordered by the proper state officer.

The priority date of this permit is April 15, 1976

Actual construction work shall begin on or before June 23, 1977 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1978.

Complete application of the water to the proposed use shall be made on or before October 1, 1979.

WITNESS my hand this 23rd day of June, 1976.

James E. Soren
WATER RESOURCES DIRECTOR

Application No. 54141
Permit No. 40537

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 15 day of April, 1976, at 8 o'clock A. M.

Returned to applicant:

Approved:

Recorded in book No. _____ of _____
Permits on page 40537

STATE ENGINEER

Drainage Basin No. 7 page 166
Fees 50.00