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WATER RESOURCES DEPT.  
SALEM, OREGON

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MAY 17 1976

40612

WATER RESOURCES DEPT.  
SALEM, OREGON

\*APPLICATION FOR PERMIT

"CERTIFICATE NO. 105987"

# To appropriate the Public Waters of the State of Oregon

I, Ed Andrade  
(Name of applicant)  
of Rt. 1, Box 810 McHale, Prineville, Ore 97754  
(Mailing address)  
State of Oregon, 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 Allen Creek & McKay Creek  
(Name of stream)  
a tributary of McKay Creek

2. The amount of water which the applicant intends to apply to beneficial use is 1.50  
cubic feet per second. Allen Cr - 1.03, McKay Cr - 0.47  
(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 No 3 ft. - and 427 ft. E from the S 1/2  
(N. or S.) (E. or W.)  
corner of Sec. 28, T135, R16E, W.M., Div. Point No. 1 -  
(Section or subdivision)  
600' N & 165' W. of S.E. corner of the NW 1/4  
Sec 28, T135, R16E, W.M.; Div. Point No. 2 -  
1750' N & 2550' E. of the S.W. corner of  
(If preferable, give distance and bearing to section corner)  
Sec. 22, T135, R16E, W.M. Div. Point No. 3  
(If there is more than one point of diversion, each must be described. Use separate sheet if necessary)  
being within the SW 1/4 SE 1/4 of Sec. 28, Tp. 135  
(Give smallest legal subdivision) (N. or S.)

R. 16 E, W. M., in the county of Crook  
(E. or W.)  
5. The Pipe to be 4600 ft  
(Main ditch, canal or pipe line) (Miles or feet)  
in length, terminating in the SE 1/4 NE 1/4 of Sec. 28, Tp. 135  
(Smallest legal subdivision) (N. or S.)  
R. 16 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 Diversion  
(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) ..... 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, 4600 ft.; size at intake, 6" in.; size at End 6" 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, 1.0 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
135	16E	28	SW <sup>1</sup> SE <sup>4</sup>	PRIM 1.0 SUP.
			SE <sup>4</sup> NE <sup>4</sup>	5.3
			NE <sup>4</sup> SE <sup>4</sup>	11.7 2.4
			NW <sup>4</sup> SE <sup>4</sup>	5.1 9.6
			SW <sup>4</sup> SE <sup>4</sup>	16.1
135	16E	33	NW <sup>4</sup> NE <sup>4</sup>	17.8
			NE <sup>4</sup> NW <sup>4</sup>	1.0
				12.0

CANT. 29103

(If more space required, attach separate sheet)

(a) Character of soil Sandy loam

(b) Kind of crops raised Hay, Grain

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, \$ 6,000.00

12. Construction work will begin on or before Nov. 1, 1976

13. Construction work will be completed on or before Dec. 31, 1976

14. The water will be completely applied to the proposed use on or before July, 1978

Ed. Andrade

(Signature of applicant)

Cont.

Remarks: Item 4, Div. Point No. 2 located in  
The NE<sup>1</sup>SW<sup>1</sup> Sect. 22, T13S, R16E, W.M.,  
Div. Point No. 1, Located in the NW<sup>1</sup>SE<sup>1</sup>  
Sect. 28, T13S, R16E, W.M.

Cont.

Item 5. and in the NW<sup>1</sup>NE<sup>1</sup>, Sect. 33,  
T13S, R16E, W.M.

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

40612

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 1.35 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 Allen Creek and McKay Creek, being 0.88 c.f.s. from Allen Creek and 0.47 c.f.s. from McKay Creek

The use to which this water is to be applied is irrigation and 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 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 May 17, 1976

Actual construction work shall begin on or before August 5, 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 5th day of August, 1976

*James P. Nelson*  
WATER RESOURCES DIRECTOR

Application No. 54272  
Permit No. 40612

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 March, 1976, at 8 o'clock A. M.

Returned to applicant:

Approved:

Recorded in book No. 40612 of

STATE ENGINEER

Drainage Basin No. 5 page 14 K

Fees