

\*Permit No. 4098

32502  
394  
CERTIFICATE NO. 394  
ABSTRACT MADE

APPLICATION FOR A PERMIT

# To appropriate the Public Waters of the State of Oregon

I, T McIlwain  
(Name of Applicant)  
of Hood River, County of Hood River  
(Postoffice)  
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 small, unnamed stream formed by two smaller unnamed streams  
(Name of stream)  
tributary of Columbia River

2. The amount of water which the applicant intends to apply to beneficial use is one  
cubic feet per second.

3. The use to which the water is to be applied is Power, irrigation and domestic supplies  
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located for power at the Southwest corner of Lot 12 of Blk. 4 Idlewilde Add'n to City of Hood River, and for Irrigation at various points along stream on south side of Lots 9-10-11 and 12 of said Blk. and for domestic supplies at a point about 200 feet south and up stream from the Southwest corner of said Lot 12.  
(Give distance and bearing to section corner)

being within the NE 1/4 of the SE 1/4 of Sec. 26, Tp. 3 N  
(Give smallest legal subdivision) (No. N. or S.)  
R. 10 E, W. M., in the county of Hood River  
(No. E. or W.)

5. The (For answer, see "Exhibit A", attached) to be  
(Main ditch, canal or pipe line)

\_\_\_\_\_ miles in length, terminating in the \_\_\_\_\_ of Sec. \_\_\_\_\_, Tp. \_\_\_\_\_  
(Smallest legal subdivision) (No. N. or S.)  
R. \_\_\_\_\_ W. M., the proposed location being shown throughout on the accompanying map.  
(No. E. or W.)

6. The name of the ditch, canal or other works is No name

## DESCRIPTION OF WORKS

### DIVERSION WORKS—

7. (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)

For answer, See "Exhibit A", attached.)

masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate \_\_\_\_\_  
(Timber, concrete, etc., number and size of openings)

\*A different form of application is provided where storage works are contemplated. These forms can be secured without charge together with instructions, by addressing the State Engineer, Salem, Oregon.

CANAL SYSTEM—

8. (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.

See Exhibit A

FILL IN THE FOLLOWING INFORMATION WHERE THE WATER IS USED FOR: IRRIGATION—

9. The land to be irrigated has a total area of.....About one-half.....acres, located in each smallest legal subdivision, as follows:

(Give area of land in each smallest legal subdivision which you intend to irrigate) Being Lots 9, 10, 11 and 12 of said block and addition within the City of Hood River, Oregon, and situated in the NE 1/4 of the SE 1/4 of Sec. 26, Twp 3 North, Range 10 E.W.M.

"EXHIBIT A"

Answer 5 FOR DOMESTIC USE:

The pipe-line to be about 250 feet long, terminating in the NE 1/4 of the SE 1/4 of Sec. 26 Twp 3 North, R 10 E.W.M. in the County of Hood River, Oregon.

FOR POWER PURPOSES:

A flume commencing at the southwest corner of said Lot 12 and running north along the west line thereof to about the middle of said west line, or a distance of about 50 feet, terminating in the above mentioned sub-division.

(See next page for conclusion)

(If more space required, attach separate sheet)

POWER, MINING, MANUFACTURING, OR TRANSPORTATION PURPOSES—

10. (a) Total amount of power to be developed.....about one.....theoretical horsepower.

(b) Total fall to be utilized.....12.....feet. (Head)

(c) The nature of the works by means of which the power is to be developed.....Home made over-shot wheel

(d) Such works to be located in.....said Lot 12 in the NE 1/4 of SE 1/4 of Sec. 26 (Legal subdivision)

Tp. 3 N, R. 10 E, W. M. (No. N. or S.) (No. E. or W.)

(e) Is water to be returned to any stream?.....Yes (Yes or No)

(f) If so, name stream and locate point of return.....Said unnamed stream and return will be at about middle of west line of said Lot 12

....., Sec. ...., Tp. ...., R. ...., W. M. (No. N. or S.) (No. E. or W.)

(g) The use to which power is to be applied is.....Electric lights and household machinery

(h) The nature of the mines to be served.....

MUNICIPAL SUPPLY—

11. To supply the city of .....  
..... County, having a present population of ....., and an  
(Name of) estimated population of ..... in 191.....

(Answer questions 12, 13, 14, and 15 in all cases)

12. Estimated cost of proposed works, \$..... 500.00

13. Construction work will begin on or before..... Completed

14. Construction work will be completed on or before Completed

15. The water will be completely applied to the proposed use on or before Applied now and has  
been so used for several years.

Duplicate maps of the proposed ditch or other works, prepared in accordance with the rules of the  
State Water Board, accompany this application.

T McIlwain

(Name of applicant)

Signed in the presence of us as witnesses:

- (1) Ernest C Smith Hood River, Oregon  
(Name) (Address of Witness)
- (2) Elizabeth Bell Hood River, Oregon  
(Name) (Address of Witness)

Remarks: FOR IRRIGATION: conclusion  
Three small rills about 20 feet long, each, terminating in the said legal subdivision.  
The proposed location of each of the said works is shown throughout on the accompany-  
ing map.

ANSWER 7. FOR DOMESTIC USE. of a small flume.  
No dam. The water is diverted into the barrel, which acts as a reservoir, by means/  
FOR POWER PURPOSES. No dam. Water is picked up by flume.  
FOR IRRIGATION. No dam. Water is diverted into rills by adjusting dirt, stone  
and like materials, in a temporary manner.  
There is no headgate.

ANSWER 8. There is and will be no canal system. The rills or small ditches for irrigation,  
or for conveying the water from the stream to the land to be irrigated, will be  
about 6 inches wide and as deep.

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 or completion, as follows: .....  
Completion, balance of fees

In order to retain its priority, this application must be returned to the State Engineer, with correc-  
tions, on or before June 26, ....., 1919

WITNESS my hand this 27 day of May, 1919  
Percy A Cupper  
L.A. State Engineer.

Application No.....6540.....

Permit No.....4098.....

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# PERMIT

TO APPROPRIATE THE PUBLIC  
WATERS OF THE STATE  
OF OREGON

Division No.....2..... District No.....

This instrument was first received  
in the office of the State Engineer at  
Salem, Oregon, on the .....26..... day  
of May....., 191.....  
at 8:30 o'clock A M.

Returned to applicant for correction  
May 27, 1919

Corrected application received  
June 4, 1919

Approved:  
Jun 16 1919

Recorded in Book No.....15..... of  
Permits, on Page.....4098.....

Percy A Cupper

State Engineer.

1 map RS

\$6.40

STATE OF OREGON, }  
County of Marion, } ss.

This is to certify that I have examined the foregoing application and do hereby grant the same, sub-  
ject to the following limitations and conditions: If for irrigation, this appropriation shall be limited to  
one-eightieth of one cubic foot per second, or its equivalent, for each acre irrigated, and shall be subject  
to such reasonable rotation system as may be ordered by the proper State officer.....

The right to the use of water herein granted is limited to irrigation  
and domestic purposes and the development of 1 horsepower.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial  
use and not to exceed.....1.0..... cubic feet per second, or its equivalent in case of  
rotation. The priority date of this permit is.....May 26, 1919.....

Actual construction work shall begin on or before.....June 16, 1920..... and shall  
thereafter be prosecuted with reasonable diligence and be completed on or before.....  
June 1, 1921

Complete application of the water to the proposed use shall be made on or before.....  
October 1, 1922

WITNESS my hand this.....16th..... day of.....May, 1919.....

Percy A Cupper

State Engineer.

Permits for power development are subject to the limitation of franchise as provided in Section 6633, Lord's Oregon Laws, and the  
payment of annual fees as provided in Chapter 213, Session Laws of 1915.