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Application No. 55629

Permit No. 41679

RECEIVED STATE OF OREGON WATER RESOURCES DEPARTMENT

JUN 16 1977 **Application for Permit to Appropriate Surface Water**

WATER RESOURCES DEPT
SALEM, OREGON

Peter J. McCabe & Paul E. McCabe
(Name of Applicant)

of RT. 1 Whitley Bottom, Fruitland
(Mailing Address) (City)

State of Idaho, 83619 Phone No. 208-452-4475 do hereby
(Zip Code)

make application for a permit to appropriate the following described waters of the State of Oregon:

1. The source of the proposed appropriation is Snake River
....., a tributary of Columbia River

2. The point of diversion is to be located 550 ft. S and 2360 ft. W
(N. or S.) (E. or W.)
from the NE corner of Section 33 being within the
(Public Land Survey Corner)
NW 1/4 NE 1/4 Section 33, also 2620' ft. S. &
(If there is more than one point of diversion, each must be described)
3680' ft. W from the NE Corner of Section
33

..... being within the SE 1/4 of the NW 1/4 of
Sec. 33 Tp. 18S R. 47E, W. M., in the county of Malheur
(N. or S.) (E. or W.)

3. Location of area to be irrigated, or place of use if other than irrigation.

Township	Range	Section	List 1/4 1/4 of Section	List use and/or number of acres to be irrigated
18S	47E	27	SW SW	10.3
			SW SE	0.5
		28	SE SE	6.2
			NE NE	38.0
		33	NW NE	31.0
			SW NE	2.5
			SE NE	3.0
		34	NE NW	3.0
			SE NW	11.0
		34	NE NW	5.0
NW NW	35.0			
SW NW	1.5			
				<u>147.0</u>

4. The amount of water which the applicant intends to apply to beneficial use is 3.68

cubic feet per second.....

(If water is to be used from more than one source, give quantity from each)

5. The use to which the water is to be applied is Irrigation of
1972 acres

6. DESCRIPTION OF WORKS

Include dimensions and type of construction of diversion dam and headgate, length and dimensions of supply ditch or pipeline, size and type of pump and motor, type of irrigation system to adequately describe the proposed distribution system.

10 & 15 hp parma water lifters
flood irrigation by ditches

If for domestic use state number of families to be supplied.....

7. Construction work will begin on or before in use since 1942

8. Construction work will be completed on or before 10/1/79

9. The water will be completely applied to the proposed use on or before 10/1/80

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Remarks: Most of the land has been irrigated from Snake River since 1992. Some additional land will be developed and irrigated.

x [Signature] J McCabe

Signature of Applicant

x Paul E McCabe

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 Water Resources Director with corrections on or before, 19.....

WITNESS my hand this day of, 19.....

Water Resources Director

By

This instrument was first received in the office of the Water Resources Director at Salem, Oregon, on the

15 day of June, 1977, at 8:00 o'clock A.M.

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Superseding

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Permit to Appropriate the Public Waters of the State of Oregon

This is to certify that I have examined the foregoing application and do hereby grant the same SUBJECT TO EXISTING RIGHTS INCLUDING THE EXISTING FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD 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 3.68 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 Snake 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 4 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 April 6, 1977 for 2.25 c.f.s. and June 15, 1977, for 1.43 c.f.s. Actual construction work shall begin on or before September 28, 1978 and shall

thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1979

Complete application of the water to the proposed use shall be made on or before October 1, 1980

WITNESS my hand this 28th day of September, 1977

James E. Sisson Water Resources Director