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AUG 23 1976

WATER RESOURCES DEPT. \*APPLICATION FOR PERMIT  
SALEM, OREGON

Permit No. 41864

ASSIGNED, See Misc. REGISTRY

468

To Appropriate the Public Waters of the State of Oregon

I, Dan Warnock, Jr. of Warnock Ranches, Inc. (Name of applicant)

of Rt. 1 Box 16 (Mailing address), Baker (City)

State of Oregon, 97814 (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 an unnamed spring (Name of stream)

, a tributary of N/A

2. The amount of water which the applicant intends to apply to beneficial use is 20 g./min.

cubic feet per second N/A 10 gpm for Dam, 10 gpm for Irrig. (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 domestic supplies & irrigation (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 1215 ft. south and 2315 ft. east from the NW corner of Sec. 13, T. 9S., R. 39E., W. M. (N. or S.) (E. or W.)

(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 NE/SW of Sec. 13, Tp. 9 S. (Give smallest legal subdivision) (N. or S.)

R. 39 E., W. M., in the county of Baker (E. or W.)

5. The pipe line (Main ditch, canal or pipe line) to be about 2000 feet (Miles or feet)

in length, terminating in the SW/NE and SE/NW of Sec. 13, Tp. 9 S. (Smallest legal subdivision) (N. or S.)

R. 39 E., W. M., the proposed location being shown throughout on the accompanying map. (E. or W.)

DESCRIPTION OF WORKS

Diversion Works— (See remarks)

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 (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 Western Heights Subdivision No. 1

Township North or South	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
9 S.	39 E.	13	SW $\frac{1}{4}$ NE $\frac{1}{4}$	<del>N/A</del> 4.6 ac.
9 S.	39 E.	13	SE $\frac{1}{4}$ NW $\frac{1}{4}$	<del>N/A</del> 0.3 "
9 S.	39 E.	13	NW $\frac{1}{4}$ SE $\frac{1}{4}$	1.1 "
9 S.	39 E.	13	NE $\frac{1}{4}$ SW $\frac{1}{4}$	0.2
				<u>Total 6.2 ac.</u>
				yard & garden

(If more space required, attach separate sheet)

(a) Character of soil N/A

(b) Kind of crops raised N/A Lawn & non-commercial gardens.

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 .....

Municipal or Domestic Supply—

10. (a) To supply the city of community of Western Heights Subdivision No. 1 in Baker County, having a present population of none and an estimated population of 104 in 1981

(b) If for domestic use state number of families to be supplied 24

(Answer questions 11, 12, 13, and 14 in all cases)

- 11. Estimated cost of proposed works, \$ 30,000.00
12. Construction work will begin on or before October 1, 1976
13. Construction work will be completed on or before December 1, 1976
14. The water will be completely applied to the proposed use on or before December 31, 1981

Signature of applicant: Dan Danek, Jr. secy

Remarks: Source was developed about 1910 by a tunnel into the hillside (Approximately 1000 feet long), tapping water in rock seams. Six (6) inch tile was installed in the tunnel floor, bringing the water to the surface (point of diversion) by gravity flow. The water will now be stored in a steel storage tank for community domestic use by the tract owners in a new subdivision development (Western Heights Subdivision).

The tunnel has collapsed since 1910 but the source has been protected. The anticipated use of the water from this source will be to serve about 24 tracts in the new subdivision development.

Each tract will irrigate about 1/4-acre each lawn & home garden.

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

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 April 4, 1977. June 6, 1977

WITNESS my hand this 2nd day of February, 1977
6th day of April 1977

JAMES E. SEXSON Director
By Vestal R. Garner

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 0.04 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

The use to which this water is to be applied is domestic and irrigation; being 0.02 c.f.s for domestic use for 24 families, and 0.02 c.f.s. for 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 3 1/2 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 August 19, 1977

Actual construction work shall begin on or before October 14, 1978 and shall

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

Extended to October 1, 1988 <sup>Extended to October 1, 1992</sup> <sup>10-1-97</sup>  
Complete application of the water to the proposed use shall be made on or before October 1, 1980.  
Extended to October 1, 1988 <sup>Extended to October 1, 1992</sup> <sup>10-1-97</sup>  
WITNESS my hand this 12th day of October 19 77

*James E. Larson*  
Water Resources Director

BCφ2

Application No. 54721  
Permit No. 41864

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 23 day of August, 1976, at 8 o'clock P. M.

Returned to applicant:

Approved:

Recorded in book No. \_\_\_\_\_ of \_\_\_\_\_ Permits on page \_\_\_\_\_

STATE ENGINEER

Drainage Basin No. 9 page 3AK  
Fees \_\_\_\_\_