

Application No. 58317

Permit No. 44100

**STATE OF OREGON WATER RESOURCES DEPARTMENT**  
**Application for Permit to Appropriate Surface Water**

**RECEIVED**  
 FEB 12 1979  
 WATER RESOURCES DEPT.  
 SALEM, OREGON

I, James Morton Struck  
(Name of Applicant)

of 6480 Old Parkdale Road, Mt. Hood  
(Mailing Address) (City)

State of Oregon, 97041 Phone No. 352-7653 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 two unnamed streams. One from stream A  
 and one from Stream B, a tributary of Columbia River

2. The point of diversion is ~~to be located~~ to be located ft. and ft.  
(N. or S.) (E. or W.)  
 from the corner of  
(Public Land Survey Corner)

(If there is more than one point of diversion, each must be described)

SEE REMARKS

being within the 1/4 of the 1/4 of  
 Sec.        Tp.        R.       , W. M., in the county of         
(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
3 N	10 E	28	SE 1/4 SE 1/4	8.0 acres irrigation
			SW 1/4 SE 1/4	25.77 acres irrigation
			SE 1/4 SW 1/4	7.70 acres irrigation
3 N	10 E	28	SW 1/4 SE 1/4	0.5 supplemental irrigation from unnamed stream A
3 N	10 E	28	SW 1/4 SE 1/4	Domestic use one house and six cabins from unnamed stream B
			SW 1/4 SE 1/4	Domestic use one house unnamed stream A

4. The amount of water which the applicant intends to apply to beneficial use is 0.54  
cubic feet per second.... from unnamed stream B with any deficiency in the supply of  
(If water is to be used from more than one source, give quantity from each)

unnamed stream B to be made up from unnamed stream A for Irrigation Stream A & B  
for Domestic

5. The use to which the water is to be applied is Agricultural Domestic 0.02  
Irrigation 0.52

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.

Most of the water conveying structures are in existence at the present time and have been in use for a number of years

Enclosed is the Permit from the Oregon State Highway Department, which approves this revision of the irrigation system.

- 500' of 6" steel
- 1200' of 4" pvc
- 1000' of 3" pvc
- 1000' of 2" al

This is a gravity sprinkler system.

Stream B is piped to the entire area with a series of buried pipes. There is enough fall in the system which allows irrigation without pumping. Stream A is tied into the system with a 4" PVC pipeline. Stream A has approximately the same amount of fall developing the same pressure as stream B. Stream A can deliver water to any point without pumping.

If for domestic use state number of families to be supplied two families and migrant labor camp with 6 cabins

- 7. Construction work will begin on or before March 1, 1979
- 8. Construction work will be completed on or before May 1, 1979
- 9. The water will be completely applied to the proposed use on or before 10-1-81

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Remarks: In making this filing on stream sources A & B I in no way relinquish the 1864 priority date that I am claiming for water use from the same streams for the same land area. (See attached Water Affidavits)

#2 Diversion points for unnamed stream A are: 80' south and 1020' west  
260' south and 1000' west

Diversion points for unnamed stream B are: 370' south and 2300' west  
510' south and 2430' west

All from the NE corner of Section 33, being within diversion point stream A NE 1/4 NE 1/4; stream B NW 1/4 NE 1/4, Section 33, T.3N R.10E W.M.

*James Weston Stuck*  
Signature of Applicant

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for completion

In order to retain its priority, this application must be returned to the Water Resources Director with corrections on or before July 10, 1979

WITNESS my hand this 10th day of April, 1979

James E. Sexson Water Resources Director

By *Ves Garner*  
Ves Garner

RECEIVED  
APR 25 1979  
WATER RESOURCES DEPT.  
SALEM, OREGON

This instrument was first received in the office of the Water Resources Director at Salem, Oregon, on the 12th day of February, 1979, at 8:00 o'clock A.M.

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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 0.54 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 two unnamed stream; being 0.515 c.f.s. from stream B with any deficiency in the available supply of water from stream B to be made up by diversion from stream A for irrigation, 0.01 c.f.s. from stream A for supplemental irrigation, 0.01 c.f.s. from stream B for domestic use for one family and six cabins, and 0.005 c.f.s. from stream A for domestic use for one family.

If for irrigation, this appropriation shall be limited to 1/80th 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 2 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 February 12, 1979

Actual construction work shall begin on or before May 30, 1980 and shall

thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1981

Complete application of the water to the proposed use shall be made on or before October 1, 1982

WITNESS my hand this 30th day of May, 1979

*James E. Seaman*  
Water Resources Director