

Application No. 58540

"CERTIFICATE NO. 67919"

Permit No. 44571

STATE OF OREGON WATER RESOURCES DEPARTMENT **RECEIVED**

Application for Permit to Appropriate Surface Water APR 16 1979

WATER RESOURCES DEPT.
SALEM, OREGON

I, Philip J & Margaret Kuhl
(Name of Applicant)

of Box 417 (Mailing Address), John Day (City)

State of Oregon (Zip Code) 97845 Phone No. 820-4495 do hereby

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

1. The source of the proposed appropriation is Little Malheur River, Squaw Creek & Anderson Creek, a tributary of #1 (Little Malheur)

2. The point of diversion is to be located 90 ft. S (N. or S.) and 210 ft. E (E. or W.)

from the #2 (Little Malheur) 1780'S. & 1030'E., #3 (Squaw Creek) 1400'S. & 1400'E.; #4 (Anderson Creek) 1940'S. & 780'E. corner of (Public Land Survey Corner)

(If there is more than one point of diversion, each must be described)
all from the North 1/4 corner, section 36, being within #1 NW 1/4 NE 1/4, #2 & #4 SW 1/4 NE 1/4, #3 SE 1/4 NE 1/4, being within the 1/4 of the 1/4 of

Sec. 36 Tp. 15S R. 36E, W. M., in the county of Grant
(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	PERSON	SQUAW CR
155	36E	36	SW 1/4 NE 1/4	(8.5)	5.8	2.7
			SE 1/4 NE 1/4	(5.6)	-	5.6
			NE 1/4 SE 1/4	(22.1)	-	22.1
			NW 1/4 SE 1/4	(21.0)	18.4	2.6
			SW 1/4 SE 1/4	(11.2)	9.2	2.0
			SE 1/4 SE 1/4	(25.6)	-	25.6
						(94.0)

4. The amount of water which the applicant intends to apply to beneficial use is 2.35.....

cubic feet per second being 0.89 cfs from Anderson Cr. & 1.51 cfs from
(If water is to be used from more than one source, give quantity from each)

Squaw Creek, with any deficiency from either source to be made up by appropriation from Little Malheur R.

5. The use to which the water is to be applied is irrigation.....

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.

Divert from the Little Malheur River at two points. Upper diversion irrigates land to the east of the River and also intercepts flow (during run-off) from Squaw Creek. Lower diversion irrigates land on west side of River, and also picks up run-off water from Anderson Creek. Neither Squaw Creek or Anderson Creek supply any water once the snowmelt is gone.

If for domestic use state number of families to be supplied N/A

7. Construction work will begin on or before begun

8. Construction work will be completed on or before 10-1-80

9. The water will be completely applied to the proposed use on or before 10-1-81

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Remarks: *Westerly ditch is in - put in with back hoe. Portions of the other ditch have been constructed*

Existing right (C-1035) for use of water from the Little Malheur River for some of this land.

THIS APPLICATION PREPARED BY:
[Signature]
FROM INFORMATION FURNISHED BY THE APPLICANT.

Philip J. & Margaret Kuhl
Signature of Applicant
by Philip J. Kuhl Jr.

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

16th day of *April*, 19*79*, at *2:40* o'clock *P*.M.

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JK

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 2.35 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 Anderson Creek, Squaw Creek and Little Malheur River

The use to which this water is to be applied is irrigation, being 0.84 c.f.s. from Anderson Creek and 1.51 c.f.s. from Squaw Creek with any deficiency in the available supply from either source to be made up by diversion of water from the Little Malheur River

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 3.0 acre feet per acre for each acre irrigated during the irrigation season of each year

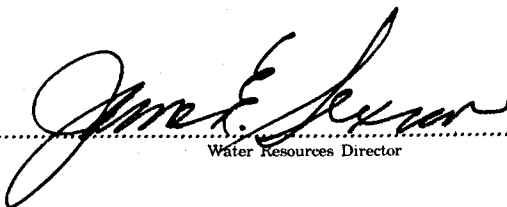
and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

The priority date of this permit is April 16, 1979

Actual construction work shall begin on or before January 9, 1981 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 9th day of January, 1980


Water Resources Director