

Superseded by Certificate 52002
42 P. 345 74027

5651

Cancelled - sp. or Rec. Vol. P. 5651

* Permit No. 5651

ABSTRACT MADE

APPLICATION FOR A PERMIT

CERTIFICATE NO. 8489

To appropriate the Public Waters of the State of Oregon

I, M. L. Kianey, W. E. Lucas and Mrs. Jessie Lucas,
(Name of Applicant)
of Wamic, County of Wasco,
(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 Middle Fork Gate Creek
(Name of stream)

tributary of White River

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

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

4. The point of diversion is located 877 ft. South and 2100 ft. West of quarter
(Give distance and bearing to section corner)
section corner of the West line of Section 18 Tps. 4 S. R. 11 E.

being within the NW 1/4 of SE 1/4 of Sec. 13, Tp. 4 S
(Give smallest legal subdivision) (No. N. or S.)

R. 10 E, W. M., in the county of Wasco
(No. E. or W.)

5. The main ditch to to be 4100 feet ~~wide~~
(Main ditch, canal or pipe line)
in length, terminating in the SW 1/4 of NW 1/4 of Sec. 18, Tp. 4 S
(Smallest legal subdivision) (No. N. or S.)

R. 11 E, 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
Middle Fork Ditch;

DESCRIPTION OF WORKS

DIVERSION WORKS—

7. (a) Height of dam 4 feet, length on top 20 feet, length at bottom
12 feet; material to be used and character of construction
(Loose rock, concrete,

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

(b) Description of headgate Timber,
(Timber, concrete, etc., number and size of openings)
One opening, two by two feet.

* 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.

5651(a)

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) 2 feet; width on bottom 1 1/2 feet; depth of water approximately 1/3 feet; grade 8 feet fall per one thousand feet.

(b) At 3200 ft. miles from headgate. Width on top (at water line) 2 feet; width on bottom 1 1/2 feet; depth of water approx. 1/3 feet; grade 222 feet fall per one thousand feet.

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

IRRIGATION—

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

(Give area of land in each smallest legal subdivision which you intend to irrigate)

SW 1/4 of NW 1/4 Sec. 20 Tp. 4 S. R 12 E. by W. E. Lucas. Ten acres.

NE 1/4 of SW 1/4 Sec. 20 Tp. 4 S. R. 12 E. by Mrs. Jessie Lucas. Ten acres.

NW 1/4 of NE 1/4 Four acres

SW 1/4 of NE 1/4 Eight acres,

NE 1/4 of NW 1/4 Two acres

SE 1/4 of NW 1/4 Six acres by Miles L. Kinney, in Sec. 28 T 4 S R 12 E.

of which a supplemental supply is required for 10 A SW NE Sec. 20 T 4 S R 12 E.

2 A NE NW " 28 T 4 S. R 12 E.

(If more space required, attach separate sheet)

POWER, MINING, MANUFACTURING, OR TRANSPORTATION PURPOSES—

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

(b) Total fall to be utilized feet.

(Head)

(c) The nature of the works by means of which the power is to be developed

(d) Such works to be located in of Sec.

(Legal subdivision)

Tp., R., W. M.

(No. N. or S.)

(No. E. or W.)

(e) Is water to be returned to any stream?

(Yes or No)

(f) If so, name stream and locate point of return

Sec., Tp., R., W. M.

(No. N. or S.)

(No. E. or W.)

(g) The use to which power is to be applied is

(h) The nature of the mines to be served

MUNICIPAL SUPPLY—

11. To supply the city of _____

(Name of) County, having a present population of _____,
and an estimated population of _____ in 19_____.

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

- 12. Estimated cost of proposed works, \$_____
- 13. Construction work will begin on or before _____
- 14. Construction work will be completed on or before _____
- 15. The water will be completely applied to the proposed use on or before _____

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

M. L. Kinney,
(Name of applicant)

W. E. Lucas,

Mrs. Jessie Lucas,

by M. L. Kinney.

Signed in the presence of us as witnesses:

(1) Rgbt. Simpson, Salem, Ore.
(Name) (Address of Witness)

(2) _____
(Name) (Address of Witness)

Remarks: _____

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, and fees, and maps.

In order to retain its priority, this application must be returned to the State Engineer, with corrections, on or before July 23rd, 1922

WITNESS my hand this 22nd day of June 1922.

Percy A. Cupper,

E.R.

State Engineer.

Application No. 8128

Permit No. 5651

5

PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

District No.

This instrument was first received in the office of the State Engineer at

Salem, Oregon, on the 17 day of October, 1921 at 8:30 o'clock A.M.

Returned to applicant for correction June 23, 1922.

Corrected application received

July 22nd, 1922.

Approved:

Oct. 25, 1922

Recorded in Book No. 20 of Permits, on Page 5651

Percy A. Cupper,

State Engineer.

1 map RS

STATE OF OREGON, ss. County of Marion,

\$9.00

This is to certify that I have examined the foregoing application and do hereby grant the same, subject 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 herein granted is limited to the appropriation of water from the Middle

Fork of Gate Creek for irrigation and a supplemental supply for the irrigation of land already having a partial water right.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 0.5 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is October 17, 1921.

Actual construction work shall begin on or before October 25, 1923. and shall thereafter be prosecuted with reasonable diligence and be completed on or before June 1, 1924.

Complete application of the water to the proposed use shall be made on or before October 1, 1925. EXTENDED TO 10/1/26 10/1/27 10/1/28 10/1/29

WITNESS my hand this 25th day of October, 1922.

Percy A. Cupper.

State Engineer.

Permits for power development are subject to the limitation of franchise as provided in Section 5728, Oregon Laws, and the payment of annual fees as provided in Section 5803, Oregon Laws.