

STATE OF WASHINGTON
DEPARTMENT OF WATER RESOURCES
Division of Water Management

Permit to Appropriate Public Waters of the State of Washington

Book No. 38 of Permits, on Page 15492 Under Application No. 21179

RUPERT L. JENNINGS

of Trout Lake, Washington

is hereby granted a permit to appropriate the following described public waters of the State of Washington, subject to existing rights and to the following limitations and provisions: Permittee shall construct and maintain at his own expense a weir, or other suitable device, for measuring any water granted herein for irrigation purposes and such appropriation shall be subject to a reasonable rotation system if ordered by the Department of Water Resources.

Diversion intake shall be tightly screened at all times with wire mesh having openings with dimensions not greater than .125 (1/8) inch.

Priority date of this permit is August 22, 1968

Source of the proposed appropriation is unnamed stream

tributary of Cave Creek; and Cave Creek

The quantity of water appropriated shall be limited to the amount which can be beneficially applied and not to exceed 0.3 cubic feet per second, or its equivalent in case of rotation, to be used for the following purposes: irrigation

as more definitely set out below.

The approximate point of diversion is located 240 feet west and 1160 feet north from
southeast corner of Sec. 28

being within ESE 1/4 Sec. 28, Twp. 6 N., Rge. 10 E. W. M.,
county of Klickitat

The use, or uses, to which water is to be applied:

FOR DOMESTIC SUPPLY AND MISCELLANEOUS USES: _____ cubic feet per second during entire
year for _____ to be used
within _____ Sec. _____, Twp. _____ N., Rge. _____ W. M.,

FOR POWER: _____ cubic feet per second continuously each year. Total power to be developed _____ theoretical horse power. Total fall to be utilized _____ feet.

Nature of works by means of which power is to be developed _____

Works to be located in _____ Sec. _____, Twp. _____ N., Rge. _____ W. M.

Water to be returned to _____

Point of return _____ Sec. _____, Twp. _____ N., Rge. _____ W. M.

Use to which power is to be applied _____

FOR MUNICIPAL SUPPLY: _____ cubic feet per second during entire year to supply _____

DESCRIPTION OF DIVERSION WORK

5 H.P. Centrifugal pump with approximately 132' of 4" Transite mainline pipe and laterals

Height of dam _____ ft.; Length on top _____ ft.; Length on bottom _____ ft.

Material to be used and character of construction _____

Description of headgate _____

CANAL SYSTEM

AT HEADGATE: Width on top (at water line) _____ ft.; Width on bottom _____ ft.;

Depth of water _____ ft.; Grade _____ ft. fall per one thousand feet.

AT _____ MILES FROM HEADGATE: Width on top (at water line) _____ ft.; Width on

bottom _____ ft.; Depth of water _____ ft.; Grade _____ feet per one thousand feet.

(Please read carefully provisions below)

Construction work shall begin on or before _____ January 1, 1970

and shall thereafter be prosecuted with reasonable diligence and completed on or before _____

January 1, 1971

and complete application of water to proposed uses shall be made on or before _____

January 1, 1972

Given under my hand and the seal of this office at Olympia, Washington, this _____ 2nd day of

January

6th

, 19_____

CERTIFICATE RECORD No. 22, PAGE No. 10974STATE OF WASHINGTON, COUNTY OF Klickitat**CERTIFICATE OF SURFACE WATER RIGHT**

(In accordance with the provisions of Chapter 117, Laws of Washington for 1917, and amendment thereto, and the rules and regulations of the Department of Water Resources.)

THIS IS TO CERTIFY That RUPERT L. JENNINGS
 of Portland, Oregon, has made
 proof to the satisfaction of the Department of Water Resources of a right to the use of the public
 surface waters of the State of Washington from unnamed stream
 a tributary of Cave Creek; and Cave Creek, with point of diversion within E $\frac{1}{2}$ SE $\frac{1}{4}$
 Sec. 28, Twp. 6 N., R. 10 E., W.M. for the purpose(s) of irrigation
 under and specifically subject
 to provisions contained in Appropriation Permit No. 15492 issued by the
 Department of Water Resources, and that said right to the use of said waters has been perfected in
 accordance with the laws of Washington, and is hereby confirmed by the Department of Water Re-
 sources and entered of record in Volume 22, at Page 10974; that the priority of the right hereby
 confirmed dates from August 22, 1968; that the quantity of water under the right hereby
 confirmed, for the aforesaid purposes is limited to an amount actually beneficially used and shall not
 exceed 0.3 cubic foot per second, 30 acre-feet per year, from May 1 to October 1 each
year for irrigation of 15 acres.

A description of the lands to which such surface water right is appurtenant is as follows:

N $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 27, T. 6 N., R. 10 E.W.M.

Permit No.

Certificate of Surface Water Right

Recorded in the Department of Water
Resources, Olympia, Washington, in Book
No. of Water Right
Certificates, on Page, on
the day of,
19.....

STATE OF WASHINGTON, }
County of } ss.

I certify that the within was received
and duly recorded by me in Volume
of Book of Water Right Certificates, Page
..... on the day of
....., 19.....

Please send \$5.00 minimum : utory
examination fee with application.

STATE OF WASHINGTON

DEPARTMENT OF CONSERVATION AND DEVELOPMENT

Division of Hydraulics

8-22-68
3 P.M.
T.E.L.

APPLICATION FOR A PERMIT

To Appropriate Public Waters of the State of Washington

(Read directions on last page carefully before filling out this form)

Application No. 21179

I, Rupert L. Jennings
(Name of applicant)
of Trent Lake, Wash.
(Complete postoffice address)

do hereby make application for a permit to appropriate the following described public waters of the State of Washington subject to existing rights:

If the applicant is a corporation, give date and place of incorporation

O.K. - WNM

1. The source of the proposed appropriation is unnamed stream, tributary of Cave Creek, 2nd Cave Creek
(Name of stream)
tributary of none (none dry beyond this property)

2. The amount of water which the applicant intends to apply to beneficial use is 1/2 of one
cubic feet per second.

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

4. Time during which water will be required each year May 1st to Oct. 1st

5. The approximate point of diversion is located 200 ft. west of section line and
(Give distance and bearing to section corner)
1/4 mile north of section corners 28, 27, 33, 34 Twp. 6N R. 10E

240' W. & 1160' N. from SE cor. of Sec. 28 WNM
being within the SE 1/4 of Sec. 28 of Sec. 28, Tp. 6 N., R. 10E W. M.,
(Give smallest legal subdivision) (E. or W.)
in the county of Klickitat

6. The flume & pipe line to be 200 ft. or more in length, terminating
(Main ditch, canal, or pipe line)
in the SW 1/4 of Sec. 28 of Sec. 28, Tp. 6 N., R. 10E W. M.,
(Smallest legal subdivision) (E. or W.)
the proposed location being shown on the accompanying map.

7. The name of the ditch, canal or other works is

8. Estimated cost of development necessary to utilize fully the appropriation herein asked for
\$ 1000.00

9. Does the stream from which you wish to appropriate water flow through the tract of land on

CANAL SYSTEM—

11. (a) Give approximate 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.

SUPPLY THE FOLLOWING INFORMATION ACCORDING TO USE PROPOSED:

IRRIGATION—

12. The land to be irrigated has a total area of 20 acres, described as follows: located on north part of NW 1/4 of SW 1/4 of section 27 Twp 6 N R 10 E
(Give legal subdivision by section, township and range)
all affluents along section line road & extending east.

N 1/2 SW 1/4 SW 1/4, Sec. 27, T. 6 N., R. 10 E. W. M.

O. K. - W. H. M.

(If more space is required, attach separate sheet)

13. Give the legal description of land when water is to be used for purposes other than irrigation, power and municipal supply _____ Sec. _____, Tp. _____ N., Rge. _____ W. M.
(Legal subdivisions) (E. or W.)

(a) To what stream is water returned _____

(b) Locate the point of return _____ Sec. _____, Tp. _____ N., Rge. _____ W. M.
(Smallest legal subdivision) (E. or W.)

POWER—

14. (a) Total amount of power to be developed _____ H. P.
(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 _____

MUNICIPAL SUPPLY—

15. To supply the city of _____ (Name)

_____ County, having a present population of _____

and an estimated population of _____ in 19 _____

(a) Estimated present requirement _____

(b) Estimated future requirement _____

16. Construction work will begin on or before Sept 30, 1968

17. Construction work will be completed on or before Dec 1, 1968

Triplicate maps of the proposed ditch or other works, prepared in accordance with the rules of the State Supervisor of Hydraulics, accompany this application.

Rupert L. Jennings
(Signature of applicant)

Signed in the presence of us as witnesses:

(1) _____ (Name) _____ (Address of witness)

(2) _____ (Name) _____ (Address of witness)

Remarks: _____

Not now required

STATE OF WASHINGTON, }
COUNTY OF ~~TRUSTON~~ } 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: _____

DIRECTIONS FOR PREPARING APPLICATIONS

Initial examination fee of \$5.00 should accompany each application. If additional fee is required, you will be notified.

1. Write plainly in ink or use typewriter.
2. Read carefully all questions. Answer only those that apply to your project.
3. Under Question 2 estimate quantity in cubic feet per second or gallons per minute.
1 cubic foot per second equals 450 gallons per minute and is sufficient to irrigate from 40 to 100 acres of land.
0.1 of a cubic foot per second equals 45 gallons per minute and is sufficient for domestic supply and irrigation of 5 to 10 acres of land.
0.05 of a cubic foot per second equals 22 gallons per minute or 31,700 gallons per day. This is ample for a domestic supply and for irrigation of lawn and garden up to 1 or 2 acres.
0.01 of a cubic foot per second equals 4.5 gallons per minute or 6,500 gallons per day. This is ample for an ordinary domestic supply and for irrigation of about $\frac{1}{2}$ acre.
4. Maps, showing the location of the stream, point of diversion and place of use, must be made in triplicate (3) on the enclosed section plats. If for irrigation, show the approximate area to be irrigated.
5. In answering Question 5 give approximate distance and direction of diversion point from nearest 40-acre corner, as
"320 feet North and 1100 feet East from South quarter corner of Section 1, Township 13 North, Range 2 East, W. M."
or
"North 36 degrees 20 minutes East 550 feet from the Northeast Corner of the Northwest Quarter of the Southwest Quarter of Section 33, Township 12 North, Range 3 East, W. M."
6. **Right-of-Way.** If you wish to divert water from or across land not owned by you it will be necessary to secure from the owner the right-of-way needed. The State cannot help you in this.
7. Be sure to give on the map brief directions for driving to the point of diversion from some town or easily located point on a State highway. This is for our convenience in making the examination.
8. If you have been using water since before June 15, 1917, a State permit will be of no advantage to you for that particular use.
9. "Public waters" only are subject to appropriation. If a stream does not flow beyond the borders of the landholding on which it rises or into any other body of water it will not be considered public water in the meaning of the statute.
10. Sign application on the line indicated under Section 18.

SCHEDULE OF FEES DUE IN CONNECTION WITH OBTAINING WATER RIGHTS (Sec. 44 of Water Code—Sec. 7399, Remington's Rev. Stat.)

EXAMINATION FEES

There is a minimum fee of \$5.00 for all applications received.

Additional Examination Fees for Appropriation Applications:

\$1.00 per c. f. s. over 5 c. f. s. to 500 c. f. s., inclusive.
.25 per c. f. s. over 500 c. f. s. to 2000 c. f. s., inclusive.
.10 per c. f. s. over 2000 c. f. s.

Additional Examination Fees for Reservoir Applications:

$1\frac{1}{2}\text{¢}$ per acre-foot over 1000 a. f. up to 100,000 a. f., inclusive.
 $1\frac{1}{10}\text{¢}$ per acre-foot over 100,000 acre-feet.

FEES FOR FILING AND RECORDING PERMITS

There is a minimum fee of \$2.00 for filing and recording permit.

Additional Permit Fee for Irrigation Purposes:

10¢ per acre over 20 acres to 100 acres, inclusive.
5¢ per acre over 100 acres to 1000 acres, inclusive.
21¢ per acre over 1000 acres

S.W.C.
10974

December 11, 1973

Robert L. Jennings
2313 South East Harrison Street
Portland, Oregon 97214

RE: Surface Water Certificate No. 10974

Dear Mr. Jennings:

Since you failed to provide specific information as to the property and water rights in question my answers will have to be very general.

You hold Surface Water Certificate No. 10974, which was issued for 0.3 cubic feet per second for the irrigation of 15 acres. This water right does not give you the right to completely dry up the creek, since stockwater rights downstream must be honored.

I find no recorded right for any other irrigation from this stream system. If this is the case your neighbor may in fact be pumping without a water right.

Please be advised that all water rights granted by the State of Washington are regulated on the principal of first in time equals first in right. In other words, a new domestic right does not take precedence over an older right. However, as I said, stockwater rights must be honored above all others.

Sincerely,

DOUG CLAUSING
Resource Management Section

DL:cap

Enclosure

Nov. 16, 1973
Portland, Ore.

Dept. of Ecology
Water Resources Div.
Olympia, Wash.

S.W.C.
10974

RECEIVED

DEC 5 1973

DEPARTMENT OF ECOLOGY
SPokane REGIONAL OFFICE

Dear Sirs -

I have agricultural land in Thicklet Co. Wash. and would like to have an answer to the following questions regarding water rights.

A neighbor and I each have filed on record, water rights for irrigation, each on separate but tributary streams.

During the irrigation season we frequently need and use all or nearly all water available as the stream flow often diminishes below our filed allowance & actual needs.

Below us beyond the confluence of these streams some one has only this summer purchased residential property and filed for water for their use. Their use is "residential" as in recreational use, and may be intermittent or occasional.

Is there any requirement that either of us (or jointly) must sufficient water pass beyond our lines to fill the filed amount claimed by this later filer? I understand that "residential" use takes precedence over "irrigation" use. Th

(over)

could continuously in time require, then subsequent non
filings, all the water in these small streams and leave
none at all for agricultural irrigation.

This residential-recreational use in question is entirely
new to that area, and a need as use not previously existing.
Please answer in detail.

Thank you,

Robert L. Jennings
2635 SE East Harrison
Portland, Oregon
97204

10974

RECEIVED

Klicki'

Custr

REPORT OF EXAMINATION

Application August 22, 1968 Date of examination November 18, 1968 Application No. 21179Name Rupert L. Jennings Address Trout Lake, WashingtonQuantity applied for 0.5 c.f.s. Use IrrigationSource of appropriation unnamed stream Tributary of Cave Creek; & Cave CreekLegal sub. E1SE1 Sec. 28 Twp. 6 N. Rge. 10 E. County KlickitatMeasured or estimated quantity 2.0 c.f.s. Probable low flow 1.6 c.f.s.

Quantity previously appropriated: W.T. _____ CWT. _____ E.T. _____

Other use made of water StockwaterDiversion works contemplated observed 5 H.P. Centrifugal pump with approximately 132' of 4"Transite mainline pipe with laterals

Other equipment _____

Irrigable acreage: Planned 20 Present 0 Feasible 15Other water rights appurtenant to this land NoneProgress of project Not startedProtests NoneQuantity recommended (total) 0.3 c.f.s., 30 May 1 to October 1
acre-feet per yr. Irrig. 0.3 c.f.s., 30 ac-ft per yr. Dom. _____

Power _____ Municipal _____ Other uses _____

Department of Fisheries and Game report See below

Special remarks and provisions:

In accordance with the recommendations of the Departments of Fisheries and Game, the permit shall be issued subject to the following provision: Diversion intake shall be tightly screened at all times with wire mesh having openings with dimensions not greater than .125 (1/8) inch.

The water requirement for the irrigation of this land is calculated on each acre requiring a maximum use of 24 inches or, 30 acre-feet for the irrigation of 15 acres of hay, in this area, from May 1 to October 1 of each year.

In accordance with Section 90.03.290 RCW, I find that there is water available for appropriation from the source in question and that the diversion as recommended above will not impair existing rights or be detrimental to the public welfare. Therefore, permit should issue, subject to existing rights and indicated provisions.

Signed at Olympia, Washington
this 11 day of December, 1968

William H. Miller
WILLIAM H. MILLER, Geologist
Division of Water Management

Klickitat County Map

Customize a Subtitle Here



Legend

Sections



County Boundary

Towns (Points)



City Limits



Roads

- City
- County
- Other Govt
- Private
- State

500 ft



Created by Klickitat County. Klickitat County provides no warranty, expressed or implied, as to the accuracy, reliability or completeness of this data.

Forest Practices Activity Map - Application # _____



| Map Symbols | Additional Information | Legal Description |
|---|---|---|
| <p>--- Harvest Boundary</p> <p>- - - Road Construction</p> <p>~ Stream</p> <p>RMZ / WMZ Buffers</p> <p>Rock Pit</p> <p>☉ Landing</p> <p>▽ Waste Area</p> <p>🌲 Clumped WRTS/GRTS</p> <p>🏠 Existing Structure</p> | <p>Source: Esri, Maxar, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA/NRCS, Natural Resources, Forest Practices Division</p> | <p>S22 T06.0N R10.0E, S27 T06.0N R10.0E S33 T06.0N R10.0E, S21 T06.0N R10.0E S28 T06.0N R10.0E, S34 T06.0N R10.0E</p> |
| <p>WASHINGTON STATE DEPARTMENT OF NATURAL RESOURCES</p> | <p>Extreme care was used during the compilation of this map to ensure its accuracy. However, due to changes in data and the need to rely on outside information, the Department of Natural Resources cannot accept responsibility for errors or omissions, and therefore, there are no warranties that accompany this material.</p> | <p>0 0.25 Miles</p> <p>Date: 9/4/2020 Time: 5:09:28 PM</p> |