

CERTIFICATE NO. 11562

*** APPLICATION FOR A PERMIT**

To Appropriate the Public Waters of the State of Oregon

I, S. S. Lowery (Name of applicant)

of Sisters (Postoffice), County of Deschutes,

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 Swamp Creek (Name of stream)

, a tributary of Squaw Creek

2. The amount of water which the applicant intends to apply to beneficial use is 1.52 cubic feet per second. (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 Irrigation (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located _____ ft. _____ and _____ ft. _____ from the corner of S 58° W. 1320' from the NE corner of Sec. 33 (Section or subdivision)

(If preferable, give distance and bearing to Sec. Cor.)

(If there are more than one points of diversion, each must be described. Use separate sheet if necessary)

being within the NE¹/₄ NE¹/₄ of Sec. 33, Tp. 14 S (Give smallest legal subdivision) (No. N. or S.)

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

5. The Ditch to be 1.5 in length, terminating in the NW¹/₄ SW¹/₄ of Sec. 3, Tp. 15 S (Main ditch, canal or pipe line) (No. miles or feet) (Smallest legal subdivision) (No. N. or S.)

R. 10 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 _____

DESCRIPTION OF WORKS

DIVERSION WORKS— Already constructed

7. (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)

* 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.

CANAL SYSTEM OR PIPE LINE—

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) 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.

FILL IN THE FOLLOWING INFORMATION WHERE THE WATER IS USED FOR IRRIGATION—

9. The land to be irrigated has a total area of 76 acres, located in each smallest legal subdivision, as follows:

Township	Range	Section	Forty-acre Tract	Number Acres to be Irrigated
0.91 sec. ft. on 45½ acres being:				
15 S	10 E	3	SW¼ NW¼	17
			NW¼ SW¼	28.5
.61 sec. ft. on 30½ acres:				
			NW¼ NW¼	30.5
				76.0

(If more space required, attach separate sheet)

(a) Character of soil

(b) Kind of crops raised Principally hay

POWER OR MINING PURPOSES—

10. (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 SUPPLY—

11. To supply the city of
..... County, having a present population of
(Name of)
and an estimated population of in 193.....

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

12. Estimated cost of proposed works, \$ Already constructed
13. Construction work will begin on or before will use the Hindman ditch
14. Construction work will be completed on or before
15. The water will be completely applied to the proposed use on or before As soon as
sufficient water is available

Stewart S. Lowery
(Name of applicant)

Signed in the presence of us as witnesses:

(1) H. Bliss Rucker 354 Pine St., San Francisco
(Name) (Address of witness)
(2) Lucille Vick 354 Pine St., San Francisco
(Name) (Address of witness)

Remarks: This application is for the use of water for irrigation purposes
on the same lands which at one time were owned by Charles J. Hindman (1871, .91 sec.
ft., .45¹/₂ acres) and Martha A. Hindman (1903, .61 sec. ft., 30¹/₂ acres) which were
transferred by Mrs. Heese May 25, 1934 to sec. 21 and 28, Twp. 14, Range 10.

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

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before, 193.....

WITNESS my hand this day of, 193.....

STATE ENGINEER

Application No. 16174

Permit No. 11995

PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

Division No. District No.

This instrument was first received in the office of the State Engineer at Salem, Oregon, on the 6th day of December, 1935, at 11:00 o'clock A.M.

Returned to applicant:

Corrected application received:

Approved:

January 14, 1936

Recorded in book No. 33 of Permits on page 11995

CHAS. E. STRICKLIN STATE ENGINEER

STATE OF OREGON, } ss. 5--28 \$16.40 PERMIT County of Marion, }

This is to certify that I have examined the foregoing application and do hereby grant the same, subject to 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 1.52 measured at the point of diversion from the stream, cubic feet per second/or its equivalent in case of rotation with other water users, from Swamp Creek, tributary of Squaw Creek

The use to which this water is to be applied is Supplemental Irrigation

If for irrigation, this appropriation shall be limited to 1/50th of one cubic foot per second or its equivalent for each acre irrigated and shall be subject to such reasonable rotation system Provided further that the amount of water allowed herein, together with the amount secured as may be ordered by the proper state officer/ under any other right existing for the same lands shall not exceed the limitation allowed herein.

The priority date of this permit is December 6, 1935

Actual construction work shall begin on or before January 14, 1937 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1938

Complete application of the water to the proposed use shall be made on or before October 1, 1939

WITNESS my hand this 14th day of January, 1936

CHAS. E. STRICKLIN 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.