

*APPLICATION FOR A PERMIT

CERTIFICATE NO. 15572

To appropriate the Public Waters of the State of Oregon

I, S. A. Newberry (Name of applicant) of Pendleton (Postoffice), County of Umatilla, 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 Pearson Creek (Name of stream)

Birch Creek, a tributary of Umatilla River

2. The amount of water which the applicant intends to apply to beneficial use is cubic feet per second. 0.10 (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 560 ft. North and 200 ft. East from the center corner of Section 18, T. 2 S., R. 33 E., W. M. (Section or subdivision)

(If preferable, give distance and bearing to section corner)

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

being within the SW 1/4 of the NE 1/4 of Sec. 18, T. 2 S., R. 33 E., W. M., in the county of Umatilla (Give smallest legal subdivision) (N. or S.)

5. The Ditch to be 2000 (Main ditch, canal or pipe line) (Miles or feet)

in length, terminating in the NE 1/4 of the NW 1/4 of Sec. 18, T. 2 S., R. 33 E., W. M., the proposed location being shown throughout on the accompanying map. (Smallest legal subdivision) (N. or S.)

DESCRIPTION OF WORKS

DIVERSION WORKS—

6. (a) Height of dam 1 feet, length on top 18 feet, length at bottom 15 feet; material to be used and character of construction Loose Rock (Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate Wood Box 18 inches (Timber, concrete, etc., number and size of openings)

(c) If water is to be pumped give general description (Size and type of pump)

(Size and type of engine or motor to be used, total head water is to be lifted, etc.)

* A different form of application is provided where storage works are contemplated.

** Applications for permits to appropriate water for the generation of electricity, with the exception of municipalities, must be made to the Hydroelectric Commission. Either of the above forms may be secured, without cost, together with instructions by addressing the State Engineer, Salem, Oregon.

MUNICIPAL OR DOMESTIC SUPPLY—

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

(b) If for domestic use state number of families to be supplied

(Answer questions 11, 12, 13, and 14 in all cases)

- 11. Estimated cost of proposed works, \$..... 50.00.....
- 12. Construction work will begin on or before June 1, 1937.....
- 13. Construction work will be completed on or before June 1, 1939.....
- 14. The water will be completely applied to the proposed use on or before June 1, 1940.....

S. A. Newberry
(Signature of applicant)

Signed in the presence of us as witnesses:

- (1) Fred E. Schmidt, Pendleton, Oregon
(Name) (Address of witness)
- (2) Clara H. Graham, Pendleton, Oregon
(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

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. 16903
Permit No. 12663

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 25th day of May
1937, at 8:00 o'clock A. M.

Returned to applicant:

Corrected application received:

Approved:

July 29, 1937

Recorded in book No. 35 of

Permits on page 12663

CHAS. E. STRICKLIN
STATE ENGINEER

Drainage Basin No. 7 Page 4

Fees Paid \$9.50

STATE OF OREGON, }
County of Marion. } ss.

PERMIT

This is to certify that I have examined the foregoing application and do hereby grant the same,
subject to existing rights 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 0.10 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 Pearson Creek, tributary
Birch Creek

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

not exceed
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 4 1/2 acre feet per acre for each acre irrigated during the
irrigation season of each year, and shall be still further limited to a total div-
ersion of 0.10 c.f.s.,

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 May 25, 1937

Actual construction work shall begin on or before July 29, 1938 and shall
thereafter be prosecuted with reasonable diligence and be completed on or before

October 1, 1939 Extended to Oct. 1, 1940
Extended to Oct. 1, 1941
Extended to Oct. 1, 1942

Complete application of the water to the proposed use shall be made on or before
October 1, 1940 Extended to Oct. 1, 1941
Extended to Oct. 1, 1942

WITNESS my hand this 29th day of July, 1937.

CHAS. E. STRICKLIN
STATE ENGINEER