

* APPLICATION FOR PERMIT CERTIFICATE NO. 19473

To Appropriate the Public Waters of the State of Oregon

XX We, G. H. Marshall, E. O. McGoldrick and W. A. Daugherty

(Name of applicant)

of Haines

(Mailing address)

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

Applicants are individuals

1. The source of the proposed appropriation is unnamed tributary of Little Muddy Creek, a tributary of Muddy Creek, a tributary of Powder River, Part of said water is waste water from Extension of Mansfield Ditch that spills into said tributary.

2. The amount of water which the applicant intends to apply to beneficial use is One 0.08 c.f.s from 725 ft. South and 600 ft. West of NE Cor. of Sec. 18, cubic feet per second. 0.92 c.f.s from 325 ft. South and 125 ft. East of NE Cor. of Sec. 18.

(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 725 South 600 West 325 ft. South and 125 ft. East from the Northeast corner of Section 18, T. 7 S., R. 39 E. W. M., Oregon.

(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 NE 1/4 of NE 1/4 of Sec. 18, Tp. 7 S., R. 39 E., W. M., in the county of Baker

(Give smallest legal subdivision)

5. The Main Ditch to be

(Main ditch, canal or pipe line)

3 1/2

(Miles or feet)

in length, terminating in the SE 1/4 of NE 1/4 of Sec. 16, Tp. 7 S., R. 39 E., W. M., the proposed location being shown throughout on the accompanying map.

(Smallest legal subdivision)

(N. or S.)

(E. or W.)

DESCRIPTION OF WORKS

Diversion Works—

6. (a) Height of dam about two feet, length on top about 100 feet, length at bottom same feet; material to be used and character of construction Earth dike forms one bank.

(Loose rock, concrete, masonry)

ditch across draw. rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate None

(Timber, concrete, etc., number and size of openings)

(c) If water is to be pumped give general description None

(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.

**Application 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.

Canal System or Pipe Line—

7. (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) about 3 feet; width on bottom about 3 feet; depth of water about one foot; grade variable feet fall per one thousand feet. Min. grade about 0.001, part of ditch takes grade of country.

(b) At 3 miles from headgate: width on top (at water line) same feet; width on bottom same feet; depth of water same feet; grade same feet fall per one thousand feet.

(c) Length of pipe, None ft.; size at intake, in.; size at 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.

This Existing Rights App. Shown below: Supp. Ditch

8. Location of area to be irrigated, or place of use

Township	Range	Section	Forty-acre Tract	Number Acres To Be Irrigated
7 S	39 E.	18	NE $\frac{1}{4}$ NE $\frac{1}{4}$ Marshall	6.1 23 1893 Savage
		17	NW $\frac{1}{4}$ NW $\frac{1}{4}$ Marshall	5.4 36 1904-Warfield-Burnside.
		17	SW $\frac{1}{4}$ NW $\frac{1}{4}$ Marshall	6.7 38 1904 W.B.
		17	SE $\frac{1}{4}$ NW $\frac{1}{4}$ Marshall	0.1 26.5 1904 W.B.
		17	NE $\frac{1}{4}$ SW $\frac{1}{4}$ Marshall	18.2 40 1904 W.B.
		17	NW $\frac{1}{4}$ SW $\frac{1}{4}$ Marshall	2.7 20 1904 W.B.
7 S.	39 E.	17	SE $\frac{1}{4}$ SW $\frac{1}{4}$ MCGoldrick	15 1916 Savage
		17	SW $\frac{1}{4}$ SE $\frac{1}{4}$ MCGoldrick	18.6 10 1904 Savage
7 S.	39 E.	20	NE $\frac{1}{4}$ NE $\frac{1}{4}$ Daugherty	10.0 24 1916 Savage
(Cont'd under Remarks)				11.0 23 1916 Mansfield
				78.8

(If more space required, attach separate sheet)

(a) Character of soil fertile.

(b) Kind of crops raised Hay and grain.

Power or Mining Purposes—

9. (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 or Domestic Supply—

10. (a) To supply the city of

..... County, having a present population of

(Name of)

and an estimated population of in 19.....

(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, \$ Work is all done.

12. Construction work will begin on or before All done.

13. Construction work will be completed on or before All done.

14. The water will be completely applied to the proposed use on or before Has been so used for a number of years.

(Sgd) G. H. Marshal (Signature of applicant)

(Sgd) E. O. McGoldrick

(Sgd) W. A. Daugherty

Remarks: Property on which water is to be used is a part of that more explicitly described by applicant as follows:

DESCRIPTION OF LAND OWNED BY G. H. MARSHALL

The E 1/2 of SE 1/4 (except parts sold) of Sec. 7, T. 7 S., R. 39 E., W.M.; and W 1/2 of the SW 1/4 of Sec. 8, T. 7 S., R. 39 E., W. M.; and 7 1/2 Acres in the NE 1/4 of the NW 1/4 (except parts sold) of Sec. 17, T.7S, R. 39 E., W. M.; and the SE 1/4 of the NW 1/4 (except parts sold) and the W 1/2 of the NW 1/4 and N 1/2 of the SW 1/4 of Sec. 17, T. 7S R. 39 E.; W. M.; and 23.02 Acres in the NE 1/4 of the NE 1/4 of Se. 18, T. 7S.R. 39 E.; W. M. , in Baker County, Oregon

DESCRIPTION OF LAND OWNED BY E. O. MCGOLDRICK

The SW 1/4 of the SE 1/4 of Sec. 17, T. 7 S., R. 39 E., W. M.; and the SE 1/4 of the SW 1/4 of Sec. 17, T. 7 S., R. 39 E., W. M.; and 20 Acres in the W 1/2 of the SW 1/4 of Sec. 17, T. 7 S., R. 39 E., W. M.; and the S 1/2 of the NE 1/4 (except parts sold) and the N 1/2 of the SE 1/4 (except Right of Way) of Sec. 18, T. 7 S., R. 39., E. W. M.; In Baker County, Oregon.

DESCRIPTION OF LAND OWNED BY W. A. DAUGHERTY

The NE 1/4 of the NE 1/4 of Sec. 20; and the NW 1/4 of the NW 1/4 of Sec. 21; T 7 S., R. 39 E., W. M., In Baker County, Oregon

STATE OF OREGON, } ss
County of Marion, }

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, 194.....

WITNESS my hand this day of, 194.....

STATE ENGINEER

Application No. 23385.....

Permit No. 18460.....

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 27..... day of August.....
1948 at 8:00 o'clock..... A. M.

Returned to applicant:

Corrected application received:

Approved:

January 17, 1949

Recorded in book No. 45..... of
Permits on page 18460.....

CHAS. E. STRICKLIN
STATE ENGINEER

Drainage Basin No. 9..... Page 34 B..

Fees Paid \$22.35.....

PERMIT

STATE OF OREGON, }
County of Marion, } ss

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 1.0..... 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 two unnamed streams,
being 0.08 cfs from south stream and 0.92 cfs from north stream

The use to which this water is to be applied is supplemental irrigation.....

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 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 diversion of
not to exceed 1.0 c.f.s.; provided further that the amount of water allowed herein,
together with the amount secured under any other right existing for the same lands
shall not exceed the limitation allowed herein;

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 August 27, 1948.....

Actual construction work shall begin on or before January 17, 1950..... and shall
thereafter be prosecuted with reasonable diligence and be completed on or before
October 1, 1950.....

Complete application of the water to the proposed use shall be made on or before

October 1, 1951.....

WITNESS my hand this 17th day of January, 1949.

CHAS. E. STRICKLIN

STATE ENGINEER