## \* APPLICATION FOR PERMITCERTIFICATE NO. 19473

## To Appropriate the Public Waters of the State of Oregon

XX, We, G. H. Marshall, E. O. McGoldrick and		igherty	••••••		
of(Mailing address)	,				
State ofQragon, do hereby ma	ke applicati	on fo <b>r a</b> p	ermit to a	ppropriate the	
following described public waters of the State of Oregon, S	UBJECT TO	O EXISTI	NG RIGH	TS:	
If the applicant is a corporation, give date and place of	f incorporat	ion		) 2	
Applicants are individuals			***************************************		
1. The source of the proposed appropriation is unnam	ed tribut	ary of Li (Name of str	ttle Mud	dy Creek, a	
tributary of Muddy Creek, a tributary of waste water from Extension of Mansfield Ditch th  2. The amount of water which the applicant intends to 0.08 c.f.s from 725 ft.	at spills	into sa	id tr <b>i</b> bu	tary.	
cubic feet per second. 0.92 c.f.s from 325 ft. (If water is to be used from mor	South and to than one source	125 ft.	East of from each)	NE Corl of	Sec. 18.
**3. The use to which the water is to be applied isIr	rigation gation, power, mi	ning, manufac	uring, domestic	c supplies, etc.)	
725 Sout  4. The point of diversion is located 325 ft. Sout	h 600 h and 12	0 We 5 ft. <u>Ea</u>		n the Northe	ast
corner of Section 18, T. 7 S., R. 39 E. W. M., O	regon.	••			
(action of auth	TIAIRIOII)				
(If preferable, give distance and bearing  (If there is more than one point of diversion, each must be desc	to section corner)		······································	······································	
being within the NW of NW NW	ribed. Use separa of Sec	te sheet if nece	ssary) , Tp	7 S.,	
being within the NET of NET of NET smallest legal subdivision)	of Sec	te sheet if nece	, Tp	7 S., (M. or S.)	
being within the NET of	of Sec	18 17	, Tp		
being within the NE4 of NE4 of NE4 NW4 of NW	of Sec to be .	18 17 3½	(Miles or fee	t)	
being within the NET of	of Sec to be .	18 17 3½	(Miles or fee	t)	
being within the NE4 of NE4 of NE4 NW4 of NW	of Sec to be .	18 17 3½ 16	(Miles or fee	7 S., (N. or S.)	
being within the NE4 of NE4 of NE4 NW4 of NW4 of NE4 smallest legal subdivision)  R. 39 E. W. M., in the county of Baker  (E. or W.)  5. The Main Ditch  (Main ditch, canal or pipe line)  in length, terminating in the SE4 of NE4 (Smallest legal subdivision)	of Secto be of Sec	18 17 3½ 16	(Miles or fee	7 S., (N. or S.)	
being within the NE4 of NE4 of NE4 NW4 of NE4 of NE4 smallest legal subdivision)  R. 39 E. W. M., in the county of Baker  (E. or W.)  5. The Main Ditch (Main ditch, canal or pipe line)  in length, terminating in the SE4 of NE4 (Smallest legal subdivision)  R. 39 E. W. M., the proposed location being shown (E. or W.)	of Secto be of Sec	18 17 3½ 16	(Miles or fee	7 S., (N. or S.)	
being within the NE4 of NE4 of NE4 NW4 of NE4 of NE4 smallest legal subdivision)  R. 39 E. W. M., in the county of Baker  5. The Main Ditch  (Main ditch, canal or pipe line)  in length, terminating in the SE4 of NE4  (Smallest legal subdivision)  R. 39 E. W. M., the proposed location being shown  (E. or W.)  DESCRIPTION OF V	of Sec to be of Sec throughout	18 17 3\frac{1}{2} 16	(Miles or fee	(N. or S.) ing map.	
being within the $\frac{NE_{4}^{1}}{NW_{4}^{2}}$ of $\frac{NE_{4}^{1}}{NW_{4}^{2}}$ (Smallest legal subdivision)  R. 39. E. , W. M., the proposed location being shown (E. or W.)  DESCRIPTION OF V.	to be of Sec of Sec of Sec of Sec works	18 17 3\frac{1}{2} 16 t on the o	(Miles or fee , Tp ccompany	ing map.	
being within the NE4 of NE4 of NE4 NW4 of NE4 NW4 of NE4 Smallest legal subdivision)  R. 39 E. W. M., in the county of Baker  (E. or W.)  5. The Main Ditch  (Main ditch, canal or pipe line)  in length, terminating in the SE4 of NE4 (Smallest legal subdivision)  R. 39 E. W. M., the proposed location being shown (E. or W.)  DESCRIPTION OF V.  Diversion Works—  6. (a) Height of dam about two feet, length of same feet; material to be used and character of co	of Sec to be of Sec of Sec of Sec of throughout WORKS	18 17 3\frac{1}{2} 16 t on the o	(Miles or fee , Tp ccompany	ing map.  gth at bottom  s one bank	
being within the $\frac{NE_{4}^{1}}{NW_{4}^{1}}$ of $\frac{NE_{4}^{1}}{NW_{4}^{1}}$ (Smallest legal subdivision)  R. 39 E. , W. M., the proposed location being shown (E. or W.)  DESCRIPTION OF V.  Diversion Works—  6. (a) Height of dam about two feet, length of the same	to be of Sec to be of Sec of Sec where the throughout the top about the	18 17 3\frac{1}{2} 16 t on the o	(Miles or fee, Tp ccompany feet, len ike form	(N. or S.)  ing map.  gth at bottom  s one bank, concrete, masonry,	
being within the NE4 of NE4 of NE4 NW4 of NE4 Smallest legal subdivision)  R. 39 E. W. M., in the county of Baker  5. The Main Ditch  (Main ditch, canal or pipe line)  in length, terminating in the SE4 of NE4  (Smallest legal subdivision)  R. 39 E. W. M., the proposed location being shown  (E. or W.)  DESCRIPTION OF V  Diversion Works—  6. (a) Height of dam about two feet, length of same feet; material to be used and character of co  ditch across draw.  rock and brush, timber crib, etc., wasteway over or around dam)	to be of Sec to be of Sec of Sec of Sec of throughout WORKS  n top about enstruction	18 17 3½ 16 t on the o	(Miles or fee, Tp ccompany feet, len (Loose rock	(N. or S.)  ing map.  gth at bottom  s one bank c concrete, masonry,	
being within the NE4 of NE4 NW4 of New smallest legal subdivision)  R. 39 E. , W. M., in the county of Baker (E. or W.)  5. The Main Ditch (Main ditch, canal or pipe line)  in length, terminating in the SE1 of NE1 (Smallest legal subdivision)  R. 39 E. , W. M., the proposed location being shown (E. or W.)  DESCRIPTION OF V.  Diversion Works—  6. (a) Height of dam about two feet, length of same feet; material to be used and character of coditch across draw.  rock and brush, timber crib, etc., wasteway over or around dam)  (b) Description of headgate None (Timber, sc.)	to be of Sec of Sec of Sec of Sec n throughout WORKS  n top about struction	18 17 3½ 16 t on the of	(Miles or fee, Tp ccompany feet, len (Loose rock	(N. or S.)  ing map.  gth at bottom  s one bank c concrete, masonry,	

<sup>\*</sup>A different form of application is provided where storage works are contemplated

<sup>\*\*</sup>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.

neadgate. At headgate: width on top (at water line) About. 3 feet; depth of water. About. 0.021 part of dich takes grade of country.  (b) At 3 miles from headgate: width on top (at water line) same feet; depth of water. Same feet; width on bottom same feet; depth of water same feet; width on bottom same feet; depth of water same feet; width on bottom same feet; depth of water same feet; width on bottom same feet; depth of water same feet; width on bottom same feet; depth of water s	Canal System or Pi 7. (a) Give	_	each point of	canal where materially chan	ged in size, stating miles from
Note	eadgate. At head	gate: width on	top (at water	line) about 3	feet; width on bottom
rade SRRB feet fall per one thousand feet.  (c) Length of pipe, None ft.; size at intake, in.; size at ft.  (c) Length of pipe, None ft.; size at intake, in.; size at ft.  (c) Length of pipe, None ft.; size at intake, in.; size at ft.  (c) Intake in.; size at place of use in.; difference in elevation between take and place of use, ft. Is grade uniform?  Estimated capacity,  This Existing Rights App. Shown below:  SNDD.  D. SNDD.  D. SNDD.  Township Range Section Prote-new Treet SNDD.  Township Range Section Protection SNDD.  Township Range Section Protection SNDD.  Township Range Section SNDD.  Township Range Section Protection SNDD.  Township Range Section Protection SNDD.  Township Range Range SNDD.  Township Range Range Range SNDD.  Township Range	rousand feet. M	in. grade al	out 0.001,	part of ditch takes gra	ade of country.
(c) Length of pipe, No.29. ft.; size at intake, in.; size at ft.  rom intake in.; size at place of use in.; difference in elevation between  stake and place of use, ft. Is grade uniform? Estimated capacity,  sec. ft. This Existing Rights App. Shown below:  8. Location of area to be irrigated, or place of use SARP. Shown below:  7. S. 39. E. 18. NEWNEY Marshall 5.4 36 1904-Warfield Eurnside.  17. NEWNEY Marshall 5.4 36 1904-Warfield Eurnside.  17. NEWNEY Marshall 6.7 38 1904 W.E.  17. NEWNEY Marshall 18.2 40 1904 W.E.  18. SAVEGE  7. S. 39. E. 17. SERNY MOGOLATICK 18.6 10 1994 Savage  7. S. 39. E. 20. NEWNEY Daugharty  (Bont'd under Remarks)  (Cont'd under Remarks)  (Cont'd under Remarks)  (Cont'd under repaired Hay and grain.  (Cont'd under repaired Hay and grain.  (Cont'd under of the works by means of which the power is to be developed  (Cont'd under of the works by means of which the power is to be developed  (Cont'd under stream and locate point of return.  (Cont. w. w.)  (Cont. w	fo	eet; width on	bottom	same feet; depth of	water same feet;
rom intake in, size at place of use in, difference in elevation between take and place of use, ft. Is grade uniform? Estimated capacity,  sec. ft.  This Existing Rights App. Shown below:  8. Location of area to be irrigated, or place of use  Supp. D.  Township Reage Section Professor Tract Supp. Shown below:  7. S. 39 E. 18 NEINE Marshall 6.1 23 1893 Savage  1.7 NWANW Marshall 5.4 36 1904-Warfield-Burnside.  1.7 SHANW Marshall 6.7 38 1904 W.B.  1.7 NEISW Marshall 18.2 40 1904 W.B.  2.7 S. 39 E. 1.7 SELW MGGoldrick 13.6 10 1994 Savage  7. S. 39 E. 1.7 SELW MGGoldrick 10.0 24 1916 Savage  7. S. 39 E. 20 NEINE Daugherty 11.0 23 1916 Mansfield (Bourt of the works by means of which the power is to be developed  (a) Character of soil fertiles  (b) Quantity of water to be used for power sec. ft.  (c) Total fall to be utilized Gasso (Gasso) (Mich the power is to be developed  (e) Such works to be located in Gasso (Gasso) (W.B. W.B.)  (f) Is water to be returned to any stream? (Vestor No)  (g) If so, name stream and locate point of return (No. N. or N.) W. M.  (f) Is water to be returned to any stream? (Vestor No)  (g) If so, name stream and locate point of return (No. N. or N.) W. M.	rade <u>same</u>	feet fal	l per one thou	sand feet.	
take and place of use, ft. Is grade uniform? Estimated capacity,  sec. ft.  S. Location of area to be irrigated, or place of use Supp. Shown below:  S. Upp. Discussion of area to be irrigated, or place of use Supp. The irrigated of the irrigated of the protect of the irrigated	(c) Length	of pipe,Nox	1e ft.;	size at intake,	in.; size at ft.
Sec. ft.   St.   Location of area to be irrigated, or place of use   Supp.   D.	om intake	in.,	; size at place	of use in.; d	ifference in elevation between
### ### ##############################	ntake and place of	use,	ft. 1	s grade uniform?	Estimated capacity,
Township   Range   Bection   Fort-sero Tract   To Be Irrigated			imiantad an al		App. Shown below:
17   NWANNE   Marshall   5.4 36 1904-Warfield-   Durnside.   17   SWANWE   Marshall   6.7 38 1904   W.B.     17   SEANWE   Marshall   0.1 26.5 1904   W.B.     17   NWASWE   Marshall   18.2 40 1904   W.B.     17   NWASWE   Marshall   2.7 20 1904   W.B.     18   19   10 Savage     19   19   10 Savage     19   19   19   19   19     19   19		1			Number Acres
17   NWANE   Marshall   5.4 36 1904-Warfield-Durnside.   17   SWANW   Marshall   6.7 38 1904   W.B.   17   SPANW   Marshall   0.1 26.5 1904   W.B.   17   NWASW   Marshall   18.2 40 1904   W.B.   17   NWASW   Marshall   2.7 20 1904   W.B.   15 1916   Savage   17   SWASE   McGoldrick   18.6 10 1904   Savage   17   SWASE   McGoldrick   18.6 10 1904   Savage   17   SWASE   McGoldrick   10.0 24 1916   Savage   17   SWASE   McGoldrick   10.0 24 1916   Savage   18.6 10 1904   Savage   S	7 9	30 F	18	NEINEI Marchall	
17   SWANWA   Marshall   0.1 26.5 1904   W.B.		d-7			
17   SEANWA   Marshall   18.2 40 1904   N.B.		1 3 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1			Burnside.
17   NE_SW Marshall   18.2 40 1904 N.B.	:				
17   NW4SW4   Marshall   2.7 20   1904   Wah   15   1916   Savage   17   SP4SW4   McGoldrick   18.6   10   1904   Savage   17   SW4SE4   McGoldrick   10.0 24   1916   Savage   7.8   39 E.   20   NP4NP4   Daugherty   11.0 23   1916   Mansfie   (Cont'd under Remarks)   78.3   78.3   1916   Mansfie   (Cont'd under Remarks)   78.3					
7. S. 39. E. 17 SEASWAM MCGoldrick 18.6 10 1994 Savage 17. SWASEA McGoldrick 10.0 24 1916 Savage 18.6 10 1994 Savage 19.6 10 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0				* *	
17   SWASE   McGoldrick   10.0 24 1916   Savage   7.5.   39.5.   20   NEINE   Daugherty   11.0 23 1916   Mansfie   (Cont'd under Remarks)   73.8   73.8      (a) Character of soil   fertile.   (b) Kind of crops raised   Hay   and   grain.   (b) Kind of crops raised   Hay   and   grain.   (c) 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.   (d) The nature of the works by means of which the power is to be developed   (e) Such works to be located in   (Casal Subdivision)   (c) Such works to be returned to any stream?   (No. N. or S.)   (No. N. or S.)   (No. N. or S.)   (No. R. or W.)   (y) If so, name stream and locate point of return   N. O. N. or S.)   No. R. or W.)   W. M.	and the second		* "		15 1916 Savage
(Cont'd under Remarks)  (Cont'd under Remarks  (Cont'd under Remarks	***************************************		*		
(a) Character of soilfertile.  (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.  (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, W. M.  (f) Is water to be returned to any stream?	7 S.	39 E.			
(a) Character of soilfertile.  (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.  (d) The nature of the works by means of which the power is to be developed of Sec,  (e) Such works to be located in (Legal Subdivision)	(Cont'd ur	nder Remarks	s)		78.8
(a) Character of soilfertile.  (b) Kind of crops raisedHay _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.  (d) The nature of the works by means of which the power is to be developed of Sec,  (e) Such works to be located in (Legal Subdivision) of Sec,  (f) Is water to be returned to any stream? (Yes or No) (Yes or No) (No. N. or S.), N. M. M, N. M					
(a) Character of soilfertile.  (b) Kind of crops raised _Hay_and_grain.  Cower 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.  (d) The nature of the works by means of which the power is to be developed of Sec,  (e) Such works to be located in of Sec,  (The nature of the works to be located in (Legal Subdivision)					
(b) Kind of crops raised Hay .and .grain  Tower or Mining Purposes—  9. (a) Total amount of power to be developed			(If more space	<u> </u>	<del>.</del>
ower or Mining Purposes—  9. (a) Total amount of power to be developed	(a) Characte	er of soil	fertile.		
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.  (d) The nature of the works by means of which the power is to be developed	(b) Kind of	crops raised	Hay and gra	in.	
(b) Quantity of water to be used for power	_	-			
(c) Total fall to be utilized					and the second s
(d) The nature of the works by means of which the power is to be developed  (e) Such works to be located in					sec. ft.
(e) Such works to be located in	(c) Total	fall to be util	ized	(Head)	
(e) Such works to be located in		-	vorks by mean	is of which the power is to be	e developed
(f) Is water to be returned to any stream?  (g) If so, name stream and locate point of return  (No. N. or S.)  (Yes or No)  (The stream of the	••••••••••••	••••••			
(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.)					
(g) If so, name stream and locate point of return, R, W. M					and a superior of the superior
, Sec, Tp, R, W. M, W. M.					
(h) The use to which power is to be applied is			, Sec	, Tp. (No. N. or S.)	, R, W. M.
• •	(h) The	use to which 1	power is to be	applied is	

Municipal	or Domestic Supply—
10.	(a) To supply the city of
and an esti	imated population of in 19 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, \$ W ork 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 beforeHasbeensoused
	for a number of years.
	(Sgd) G. H. Marshal (Signature of applicant)
	(Sgd) E. O. McGoldrick
	(Sgd) W. A Daugherty
	narks: Property on which water is to be used is a part of that more explicitly by applicant as follows:
DESCR	IPTION OF LAND OWNED BY G. H. MARSHALL
SW½-0 parts sold) 23.02	$\frac{1}{2}$ of SE $\frac{1}{4}$ (except parts sold) of Sec. 7, T. 7 S., R 39 E., W.M.; and $\mathbb{W}_{2}^{1}$ of the f-Sec. 8, T. 7 S., R. 39 E., W. M.; and $7\frac{1}{2}$ Acres in the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ (except sold) of Sec. 17, T.7S, R. 39 E., W. M.; and the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ (except parts and the $\mathbb{W}_{2}^{1}$ of the NW $\frac{1}{4}$ and N $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Sec. 17, T. 7S R. 39 E., W. M.; and Acres in the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Se. 18, T. 7S.R. 39 E., W. M., in Baker ty, Oregon
DESCR	IPTION OF LAND OWNED BY E. O. MCGOLDRICK
Sec.	$\mathbb{W}_{\frac{1}{4}}$ of the SE $\frac{1}{4}$ of Sec. 17, T. 7 S., R. 39 E., W. M.; and the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of 17, T. 7 S., R. 39 E., W. M.; and 20 Acres in the $\mathbb{W}_{\frac{1}{2}}$ of the SW $\frac{1}{4}$ of Sec. 17, S., R. 39 E., W. M.; and the S $\frac{1}{2}$ of the NE $\frac{1}{4}$ (except parts sold) and the N $\frac{1}{2}$ of the except Right of Way) of Sec. 18, T. 7 S., R. 39., E. W. M.; In Baker County, n.
DESCR	IPTION OF LAND OWNED BY W. A. DAUGHERTY
The N	$\mathbb{E}^{\frac{1}{4}}$ of the NE $\frac{1}{4}$ of Sec. 20; and the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Sec. 21; T 7 S., R. 39 E., In Baker County, Oregon
STATE O	F OREGON,
County	of Marion,
	is to certify that I have examined the foregoing application, together with the accompanying
maps and	data, and return the same for
In or	rder to retain its priority, this application must be returned to the State Engineer, with correc-
tions on or	· before, 194
WIT	NESS my hand this day of, 194,
	STATE ENGINEER

Application	No23385
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,
	194 8 at 8:00 o'clock A. M.
	Returned to applicant:
•	Corrected application received:
	Approved:
and the second s	January 17, 1949
	Recorded in book No 45 of
	Permits on page 18460
	CHAS, E. STRICKLIN STATE ENGINEER
	Drainage Basin No9
	Fees Paid\$22.35
STATE OF OREGON,	PERMIT
County of Marion, \begin{cases} ss &	
SUBJECT TO EXISTING RI	I have examined the foregoing application and do hereby grant the same, GHTS and the following limitations and conditions:
The right herein grant	ed is limited to the amount of water which can be applied to beneficial use
and shall not exceed	C cubic feet per second measured at the point of diversion from the
•	ase of rotation with other water users, from two unnamed streams,
being 0.08 cfs from sout	th stream and 0.92 cfs from north stream
The use to which this t	vater is to be applied is supplemental irrigation
	propriation shall be limited to
	ceed 3 acre feet per acre for each acre irrigated during the
irrigation season of each	ch 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	t secured under any other right existing for the same lands
shall not exceed the lim	nitation allowed herein,
and shall be subject to such	reasonable rotation system as may be ordered by the proper state officer.
•	s permit is August 27, 1948
	ork shall begin on or before January 17, 1950 and shall
,	
	n reasonable diligence and be completed on or before
· · · · · · · · · · · · · · · · · · ·	of the water to the proposed use shall be made on or before
	is 17th day of January , 194 9.
wiiness my nana in	
Barretta don nomen develor-ent en	CHAS. E. STRICKLIN  STATE ENGINEER  STATE ENGINEER  STATE ENGINEER  STATE ENGINEER