

*Permit No. 2389 CERTIFICATE NO. 1668

APPLICATION FOR A PERMIT

To appropriate the Public Waters of the State of Oregon

I, William Ashley Sunday
(Name of Applicant)

of Hood River, County of Hood River
(Postoffice)

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 Shelley Spring & Creek
(Name of stream)

....., tributary of Neal Creek

2. The amount of water which the applicant intends to apply to beneficial use is 20/80
.....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. The point of diversion is located N 30° W 850 feet more or less from SE corner
(Give distance and bearing to section corner)

of SE 1/4 of SW 1/4 of Sec. 25 T 2 N R 10 E.W.M.

being within the SE 1/4 of SW 1/4 of Sec. 25, Tp. 2 N
(Give smallest legal subdivision) (No. N. or S.)

R. 10 E, W. M., in the county of Hood River, Ore.
(No. E. or W.)

5. The ditch, flume and pipe line to be 1600 feet miles in
(Main ditch, canal or pipe line)

length, terminating in the NE 1/4 of SW 1/4 of Sec. 25, Tp. 2 N, R. 10 E
(Smallest legal subdivision) (No. N. or S.) (No. E. or W.)

W. M., the proposed location being shown throughout on the accompanying map.

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

Shelley Spring ditch

DESCRIPTION OF WORKS.

DIVERSION WORKS—

7. (a) Height of dam 2 feet, length on top 10 feet, length at bottom 10 feet; material to be used and character of construction dirt
(Loose rock, concrete,

masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate None
(Timber, concrete, etc., number and size of openings)

*A different form of application is provided where an appropriation is to be made by the enlargement of existing works, or where storage works are contemplated. These forms can be secured without charge, together with instructions, by addressing the State Engineer, Salem, Oregon.

CANAL SYSTEM—

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) 1 feet; width on bottom 1 feet; depth of water 3 inches feet; grade 4 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.

FILL IN THE FOLLOWING INFORMATION WHERE THE WATER IS USED FOR:

IRRIGATION—

9. The land to be irrigated has a total area of 10 acres, located in each smallest legal subdivision, as follows:

W 1/2 of W 1/2 of NE 1/4 of SW 1/4 Said Section 25 T 2 N R 10 E.W.M.

(Give area of land in each smallest legal subdivision which you intend to irrigate)

(If more space required, attach separate sheet)

POWER, MINING, MANUFACTURING, OR TRANSPORTATION PURPOSES—

10. (a) Total amount of power to be developed 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.

(d) Such works to be located in of Sec. (Legal subdivision)

Tp. , R. , W. M. (No. N. or S.) (No. E. or W.)

(e) Is water to be returned to any stream? (Yes or No)

(f) If so, name stream and locate point of return , Sec. , Tp. , R. , W. M. (No. N. or S.) (No. E. or W.)

(g) The use to which power is to be applied is

(h) The nature of the mines to be served

MUNICIPAL SUPPLY—

11. To supply the city of _____
_____ County, having a present population of _____, and an
(Name of) estimated population of _____ in 191....

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

- 12. Estimated cost of proposed works, \$ _____ **Works now completed**
- 13. Construction work will begin on or before _____
- 14. Construction work will be completed on or before _____
- 15. The water will be completely applied to the proposed use on or before _____
Has been so used for last 12 years.

Duplicate maps of the proposed ditch or other works, prepared in accordance with the rules of the State Water Board, accompany this application.

William Ashley Sunday

(Name of applicant)

by L C Heizer, Agent

Signed in the presence of us as witnesses:

- (1) **Alfred P Reed** _____ Hood River, Oregon
(Name) (Address of witness)
- (2) **L A Henderson** _____ Hood River, Oregon
(Name) (Address of witness)

Remarks: This ditch, flume and pipe line have been used from this source for the past 12 years, it takes the natural overflow from said Shelley Spring, which water has never been used by Mr. Shelley, and the use of which water Mr. Shelley has always freely granted to the use of the land to which it flows, and Mr. Shelley now has no objection to this filing, nor anyone else in the vicinity for the reason that the water has been so used for so many years.

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 correction or completion, as follows: _____

In order to retain its priority, this application must be returned to the State Engineer, with corrections, on or before _____, 191....

WITNESS my hand this _____ day of _____, 191....

State Engineer.

Application No. 4213
Permit No. 2389

PERMIT
TO APPROPRIATE
THE PUBLIC WATERS OF
THE STATE OF OREGON

Division No. 2 District No.

This instrument was first received
in the office of the State Engineer at
Salem, Oregon, on the 20
day of April, 1915,
at 1:30 o'clock P. M.

Returned to applicant for correction

Corrected application received

Approved:
Apr. 28, 1915

Recorded in Book No. 9 of
Permits, on Page 2389
John H Lewis

State Engineer.

McC 1 map \$4.50

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 the following limitations and conditions: If for irrigation, this appropriation shall be limited to one-eightieth of one cubic foot per second, or its equivalent, for each acre irrigated, and shall be subject to such reasonable rotation system as may be ordered by the proper State officer.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 0.13 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is April 20, 1915, 1915.

Actual construction work shall begin on or before April 28, 1916 and shall thereafter be prosecuted with reasonable diligence and be completed on or before June 1, 1917

Complete application of the water to the proposed use shall be made on or before October 1, 1918

WITNESS my hand this 28th day of April, 1915
John H Lewis

State Engineer.

Permits for power development are subject to the limitation of franchise and the payment of annual fees as provided in Chapter 221, Session Laws of 1909.