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STATE ENGINEER  
SALEM, OREGON

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, Harvey L. Gardner

(Name of applicant)

of Baker

(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

Applicant is an individual

1. The source of the proposed appropriation is An unnamed spring that evaporates and seeps away. If there was sufficient water it would flow into  
Salmon Creek, a tributary of Pine Creek, if not intercepted enroute thereto.

2. The amount of water which the applicant intends to apply to beneficial use is 0.15  
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 and Domestic use  
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located S. 55° 39' W. at 1734.5 ft. from the center 1/4  
corner of Sec. 10, T. 9 S., R. 39 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 NW 1/4 of SW 1/4 of Sec. 10, Tp. 9 S.,  
(Give smallest legal subdivision) (N or S)  
R. 39 E., W. M., in the county of Baker  
(E. or W.)

5. The Pipeline to be 3,300 ft.  
(Main ditch, canal or pipe line) (Miles or feet)  
in length, terminating in the SW 1/4 of NE 1/4 of Sec. 10, Tp. 9 S.,  
(Smallest legal subdivision) (N or S)  
R. 39 E., W. M., the proposed location being shown throughout on the accompanying map  
(E. or W.)

DESCRIPTION OF WORKS

Diversion Works—

6. (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)  
Proposed Crib at Spring, Metal Tank 6' diam. 6' high.

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

(c) If water is to be pumped give general description No pumps  
(Size and type of pump)

(Size and type of engine or motor to be used, total head water 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) ..... 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, 2,300 ft.; size at intake, 2 in.; size at 25 ft. from intake 1 1/2 in.; size at place of use 1 1/2 in.; difference in elevation between intake and place of use, 125 ft. Is grade uniform? No Estimated capacity, 0.18 sec. ft. It is believed spring will fail to flow enough for capacity of pipe.

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

Township North or South	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
9 S.	39 E.	10	SW 1/4 of NE 1/4 NW 1/4 of NE 1/4	8 ± 0.05 4

Legal Description:

Beginning at a point on the one sixteenth section line 830 feet south of the west 1/16th corner of Section 10; thence south 200 feet; thence west 210 feet; thence north 200 feet; thence east 210 feet, more or less, to the place of beginning; The west half of the Northeast Quarter (W 1/2 of NE 1/4) of Section 10, and the Southeast Quarter of the Southeast Quarter (SE 1/4 of SE 1/4) of Section 3, all in Township Nine South, Range 39 East, Willamette Meridian, in Baker County, Oregon.


(If more space required, attach separate sheet)

(a) Character of soil ..... Fertile

(b) Kind of crops raised ..... Hay, Grain, pasture and lawn

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 .....

10. (a) To supply the city of \_\_\_\_\_  
County, having a present population 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, \$ 3,000.00
- 12. Construction work will begin on or before October 21, 1958
- 13. Construction work will be completed on or before Dec. 1, 1958
- 14. The water will be completely applied to the proposed use on or before Irrigation  
Season 1959

*Harvey L. Gardner*  
(Signature of applicant)

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 \_\_\_\_\_ correction

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before January 21, 19 59

WITNESS my hand this 21st day of November, 19 58.

LEWIS A. STANLEY

STATE ENGINEER

By *James W. Carver, Jr.*  
James W. Carver, Jr., Assistant

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 0.15 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 an unnamed spring

The use to which this water is to be applied is supplemental irrigation and domestic use for one family, being 0.14 c.f.s. for irrigation and 0.01 c.f.s. for domestic use

If for irrigation, this appropriation shall be limited to 1/40 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; 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 October 27, 1958

Actual construction work shall begin on or before January 15, 1960 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19 60.

Complete application of the water to the proposed use shall be made on or before October 1, 19 61

WITNESS my hand this 15th day of January 19 59.

Lewis A. Stanley STATE ENGINEER

Application No. 32726 Permit No. 25836

PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

This instrument was first received in the office of the State Engineer at Salem, Oregon, on the 27th day of October 1958, at 2:00 o'clock P. M.

Returned to applicant:

Approved:

January 15, 1959

Recorded in book No. 70 Permits on page 25836

LEWIS A. STANLEY STATE ENGINEER

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State Printing

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