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Permit No. 28001

STATE ENGINEER
SALEM, OREGON

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, Henry Jacobson and Marion Jacobson, Husband and wife

(Name of applicant)

of R.F. 5 Box, 365, Milton-Freswater, Umatilla County

(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

1. The source of the proposed appropriation is Waste water from the adjoining 10 acres to the South, a tributary of

(Name of stream)

2. The amount of water which the applicant intends to apply to beneficial use is 0.25 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

(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 494 ft. South and 309.4 ft. West from the Northwest corner of the South West Quarter of Section 35, Township 6 North, Range 35 East, East of the Willamette Meridian, in the county of Umatilla, State of Oregon.

(N. or S.)

(E. or W.)

(Section or subdivision)

Also Diversion points at 200 ft., 400 ft., 600 ft., 800 ft., and 996 ft. West of first Diversion point. All above additional points are in the South West Quarter of Section 35, Township 6 North, Range 35 East, all being East of the Willamette Meridian, in the County of Umatilla, State of Oregon.

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

being within the Southwest Quarter of Section Thirtieth, Tp. 6 North, R. 35 East, W. M., in the county of Umatilla.

(Give smallest legal subdivision)

of Sec. Thirtieth, Tp. 6 North, R. 35 East, W. M., in the county of Umatilla.

(N. or S.)

R. 35 East, W. M., in the county of Umatilla.

5. The Waste Ditch to be 70 feet in length, terminating in the South West Quarter of Sec. 35, Tp. 6 North, R. 35 East, W. M., the proposed location being shown throughout on the accompanying map.

(Main ditch, canal or pipe line)

(Miles or feet)

of Sec. 35, Tp. 6 North, R. 35 East, W. M., the proposed location being shown throughout on the accompanying map.

(Smallest legal subdivision)

(N. or S.)

R. 35 East, 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 none feet, length on top feet, length at bottom

feet; material to be used and character of construction Loose rock, concrete, masonry

(Loose rock, concrete, masonry)

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

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

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

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

(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) 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 ft.; size at intake in.; size at ft. 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.

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
6 North	35 East	35	NW $\frac{1}{4}$ of the SW $\frac{1}{4}$	5 acres
6 North	35 East	sect. 35	NE $\frac{1}{4}$ of the SW $\frac{1}{4}$	3.68 Acres

(If more space required, attach separate sheet)

(a) Character of soil Rocky Loam
(b) Kind of crops raised Fruit

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.
(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, \$ 5.00 _____

12. Construction work will begin on or before 1 May 1962 _____

13. Construction work will be completed on or before 2 May 1962 _____

14. The water will be completely applied to the proposed use on or before 15 May 1962 _____

Henry Jacobson
(Signature of applicant)
Marion Jacobson

Remarks: The above wastewater being applied for is supplemental to the decreed water right of the Walla Walla River adjudication procedures. The certificate of water right was issued to A.A. Thomason and is recorded in the Order Record of the State Engineer in Volume 12 at page 9. We have been using this waste water since 21 June 1948.

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 completion _____

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before July 5, 1962.

WITNESS my hand this 7th day of May, 1962.

MAX F. ROGERS

Acting STATE ENGINEER

By

Walter A. Lang ASSISTANT

PERMIT

STATE OF OREGON,

County of Marion,

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 0.22 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 waste water from adjoining 10 acres to the south.

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 acre feet per acre for each acre irrigated during the irrigation season of each year, and the right allowed hereunder for the appropriation of water for lands having a valid prior right shall be limited to the amount necessary to make up any deficiency in water available to said lands under said prior right, and the amount allowed herein together with the amount secured under any other right existing for said lands, shall be limited by the duty of water as fixed herein, and shall also be limited to the water available at the proposed point of diversion and shall not carry with it the right to compel the continuance of the waste water, 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 April 26, 1962

Actual construction work shall begin on or before June 26, 1963 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1964.

Complete application of the water to the proposed use shall be made on or before October 1, 1965.

WITNESS my hand this 26th day of June 1962

Chris L. Wheeler STATE ENGINEER

Application No. 5
Permit No. 100001

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 6th day of April, 1962, at 1:00 o'clock P. M.

Returned to applicant:

Approved:

June 26, 1962

Recorded in book No. 77 of Permits on page 28001

CHRIS L. WHEELER STATE ENGINEER

Drainage Basin No. 7 page 240

Fees