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AUG 23 1982  
STATE ENGINEER  
SALEM, OREGON

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, Peter W. Schaenigh, Jr.  
(Name of applicant)  
of RFD 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

1. The source of the proposed appropriation is \_\_\_\_\_ (Name of stream)  
2 Unnamed Streams, a tributary of Muddy Creek

2. The amount of water which the applicant intends to apply to beneficial use is 9.5  
cubic feet per second. From Diversion Pt #1 : 1.5 Cu. Ft./Sec.  
From Diversion Pt #2 : 8.0 Cu. Ft./Sec.  
(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 & Stock Water  
Intend to use Irrigation : 3.0 cuf/s.  
Intend to use Stock Drinking : 6.5 cuf/s.  
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located \_\_\_\_\_ ft. \_\_\_\_\_ and \_\_\_\_\_ ft. \_\_\_\_\_ from the corner of \_\_\_\_\_  
(N. or S.) (E. or W.)

Diversion Pt #1 located 3540 ft. N. 70° E from the SW corner of Section 18  
T. 25. R. 22. E. W. 1.

Diversion Pt #2 located 4950 ft. N. 70° E from the SW corner of Section 19  
(If preferable, give distance and bearing to section corner)

T. 25. R. 22. E. W. 1.  
(If there is more than one point of diversion, each must be described. Use separate sheet if necessary)  
being within the SW 1/4 & NW 1/4 of the NW 1/4 of Sec. 18, Tp. 25  
(Give smallest legal subdivisions) (N. or S.)

R. 22. E., W. M., in the county of Baker  
(E. or W.)

5. The Main ditch to be 2 miles  
(Name ditch, canal or pipe line) (Miles or feet)  
in length, terminating in the NW 1/4 of the NW 1/4 of Sec. 18, Tp. 25  
(Smallest legal subdivisions) (N. or S.)  
R. 22. 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 None 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)

(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— Main Ditch :

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) 5 feet; width on bottom 1 feet; depth of water 1 feet; grade 2 feet fall per one thousand feet.

(b) At 1 miles from headgate: width on top (at water line) 4 feet; width on bottom 2 feet; depth of water 1 feet; grade 3 feet fall per one thousand feet.

(c) Length of pipe, None 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, for place of use for livestock drinking

Township North or South	Range E. or W. of Williamsburg Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
75	39 E.	7	SW 1/4 of SW 1/4	4 and <u>small</u>
			SE 1/4 of SW 1/4	24 18 "
			SW 1/4 of SE 1/4	40 1 "
			SE 1/4 of SE 1/4	4 "
75	39 E	18	SW 1/4 of NW 1/4	6 "
			NW 1/4 of NW 1/4	14 "
			NE 1/4 of NW 1/4	10 "
			NW 1/4 of NE 1/4	15 "
			NE 1/4 of NE 1/4	12 6 "
				74

(If more space required, attach separate sheet)

(a) Character of soil fine silty loam

(b) Kind of crops raised Hay, Grain, Pasture

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 \_\_\_\_\_

(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, \$ None
- 12. Construction work will begin on or before None needed
- 13. Construction work will be completed on or before None needed
- 14. The water will be completely applied to the proposed use on or before Water application is already being made; already in use.

Peter W. Schoeninger, Jr.  
(Signature of applicant)

Remarks: The quarter quarter sections within which water will be used for livestock drinking purposes are the same as that which is used for irrigation. This happens because the manner in which the water is made available for livestock is by open ditch. The stock can drink anywhere and everywhere along the open ditch or as the water is tapped out of the ditch. The water is now diverted from its natural source as the system is already in use. Quantity for livestock purposes use is .5 cfs/acre and about 200 head of cattle will be supplied under this application.

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 \_\_\_\_\_

~~November 12, 1962~~  
~~February 20 63~~  
~~April 29 63~~  
July 22 63

WITNESS my hand this 12 day of July 1962  
~~September~~ 1962  
~~December~~ 62  
~~February~~ 63  
~~May~~ 63

STATE ENGINEER  
KALLEN BRADY  
APR 2 1963  
STATE ENGINEER  
KALLEN BRADY

JAN 11 1962  
SEP 10 1962  
CHRIS L. WHEELER  
STATE ENGINEER  
Walter  
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 1.65 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 2 unnamed streams; being 0.79 c.f.s. from unnamed stream No. 1 and 1.06 c.f.s. from unnamed stream No. 2

The use to which this water is to be applied is irrigation and stock; provided that during the time water is being diverted for irrigation no additional water may be diverted for stock. At other times diversion for stock shall not exceed 0.02 c.f.s. from each stream.

If for irrigation, this appropriation shall be limited to 1/400 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 1/2 acre feet per acre for each acre irrigated during the irrigation season of each year; provided further that the right allowed herein shall be limited to any deficiency in the available supply of any prior right existing for the same land and 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 23, 1962

Actual construction work shall begin on or before August 9, 1964 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1965

Complete application of the water to the proposed use shall be made on or before October 1, 1966

WITNESS my hand this 9th day of August, 1963

Chris L. Wheeler STATE ENGINEER

Application No. 37965 Permit No. 28871

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 23rd day of August 1962 at 1:00 o'clock P.M.

Returned to applicant:

Approved:

August 9, 1963

Recorded in book No. 80 of 28871 Permits on page

CHRIS L. WHEELER STATE ENGINEER

Drainage Basin No. 9 page 34F

Fees 31.00