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DEC 30 1963  
STATE ENGINEER  
SALEM, OREGON

Permit No. 29337

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, (Lc) Bernard Sherwood  
(Name of applicant)

of Cave  
(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 springs flowing into Warm Creek, a  
(Name of stream)  
tributary of the Grande Ronde River tributary of Snake River.

2. The amount of water which the applicant intends to apply to beneficial use is  
cubic feet per second. See attached sheet - Under Item 2  
(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, domestic and Trout Pond with  
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)  
reservoir application enclosed.

4. The point of diversion is located \_\_\_\_\_ ft. \_\_\_\_\_ and \_\_\_\_\_ ft. \_\_\_\_\_ from the  
(N. or S.)  
corner Spring No. 1 - N. 18° 35' E. 6,870' Spring No. 2 - N. 18° 35' E. 6,675'  
(Smallest legal subdivision)  
Spring No. 3 - N. 18° 55' E. 6,745' Spring No. 4 - N. 19° 45' E. 6,540'

All bearings and distances taken from the SW corner of SE $\frac{1}{4}$  SW $\frac{1}{4}$ , Sec. 15,  
(If preferable, give distance and bearing to section corner)

T.3 S., R.40 E., W.M., County of Union, State of Oregon.  
(If there is more than one point of diversion, each must be described. Use separate sheet if necessary)

being within the SW $\frac{1}{4}$  SE $\frac{1}{4}$  of Sec. 10, Tp. 3S  
(Give smallest legal subdivision) (N. or S.)

R. 40E, W. M., in the county of Union  
(N. or W.)

5. The length of underground pipe not determined to be \_\_\_\_\_  
as yet. (Small ditch, canal or pipe line) (Miles or feet)  
in length, terminating in the \_\_\_\_\_ of Sec. \_\_\_\_\_, Tp. \_\_\_\_\_  
(Smallest legal subdivision) (N. or S.)

R. \_\_\_\_\_, W. M., the proposed location being shown throughout on the accompanying map.  
(N. 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)

(b) Description of headgate \_\_\_\_\_  
(Timber, concrete, etc., number and size of openings)

(c) If water is to be pumped give general description Pump and also gravity system.  
(Size and type of pump)  
Specifications not available as yet on pumps. Portable Pipe or Gravity Ditching  
(Size and type of engine or motor to be used, total head water is to be lifted, etc.)  
on irrigation and buried pipe on other projects.

\*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 returned, 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 Wisconsin Meridian	Section	Early-acre Tract	Number Acres To Be Irrigated
3 South	10 East	10	SW 1/4 SE 1/4	7.7
				Domestic, stock, maintain reservoir for fish culture, & heating.

No. 2 Spring #1 - .02 cubic feet per second - Domestic - 2 Families  
 " #2 - .005 " " " - Fish Pond  
 " #3 - .01 " " " - Barn and Chicken House  
 " #4 - .07 " " " - Irrigation  
 " #5 - .005 " " " - Fish Pond and Swimming Pool  
 " #6 - .13 " " " - Irrigation  
 5.0 " " " Heating System

(If more space required, attach separate sheet)

(a) Character of soil moderately deep over stony fine textured materials.

(b) Kind of crops raised 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.

(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

8. (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, \$5,500.00 \_\_\_\_\_
- 12. Construction work will begin on or before APRIL, 1964 \_\_\_\_\_
- 13. Construction work will be completed on or before December, 1965 \_\_\_\_\_
- 14. The water will be completely applied to the proposed use on or before December, 1966 \_\_\_\_\_

*Bernard L. Sherwood*  
(Signature of applicant)

Bernard L. Sherwood  
By - *Alaine S. Cunningham* Sec. - Treas.  
Union Soil & Water Conservation District

Remarks: This application is filed to take the place of application

No. 34260. The fees have already been received by your office.

We have listed Mr. Sherwood's address as Cove, Oregon as this will be his residence under this project. Mr. Sherwood, however, is now residing at 209 Kody Drive, Fairbanks, Alaska and can be reached at this address.

Enclosed is a map indicating the bearings and marker in locating the four springs involved in this application. Also enclosed is an enlarged sketch of Mr. Sherwood's proposed plans which we are returning to you. Attached are two sheets governing answers to No. 2 and No. 4 in this application together with the reservoir application covering the Trout Pond.

LEGAL DESCRIPTION - Commencing 23 rods and 3 1/2 feet W. of N. E. Corner of SW 1/4 SE 1/4, Section 10, T 3 S., Range 40 East W.M., then West 3/8 rods 13 feet S. 1/4 1/4 5 rods, thence East 3/8 rods 13 feet, thence North 1/4 1/4 5 rods to point of beginning. Exception - County Road .3 Acres.

STATE OF OREGON, } ss.  
County of Marion, }

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for \_\_\_\_\_ correction and completion

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before March 3, 19 64

WITNESS my hand this 3rd day of January, 19 64

RECEIVED  
MAR 5 1964  
STATE ENGINEER  
DALE H. GREGGON

CHRIS L. WICKLER  
STATE ENGINEER

By *Walter Perry*  
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 0.215 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 four springs and a reservoir to be constructed under application No. R39595, permit No. R- 3953.

The use to which this water is to be applied is irrigation, domestic use of two families, and stock; being 0.01 c.f.s. from spring No. 1 for domestic, 0.005 c.f.s. from spring No. 2 for stock, 0.005 c.f.s. each from spring Nos. 1 and 3 and reservoir to operate and maintain the reservoir for fish culture and recreation, and 0.06 c.f.s. from spring No. 2 and 0.13 c.f.s. from spring No. 4 for irrigation.

If for irrigation, this appropriation shall be limited to 1/40<sup>th</sup> of one cubic foot per second or its equivalent for each acre irrigated from direct flow 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 from direct flow and storage from reservoir to be constructed under permit No. R- 3953 ; provided further that the right to use of direct flow for irrigation, recreation and fish culture is limited to the period when the flow of the Lower Grande Ronde River is more than 300 c.f.s. at USGS Gage No. 3325 and more than 420 c.f.s. at Ore-Wash. border,

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 December 30, 1963

Actual construction work shall begin on or before May 1, 1965 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1966

Complete application of the water to the proposed use shall be made on or before October 1, 1967

WITNESS my hand this 1st day of May, 19 64

*Chris L. Miskler*  
STATE ENGINEER

Application No. 38460  
Permit No. 29337

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 30th day of December, 1963, at 8:00 o'clock A. M.

Returned to applicant:

Approved:

May 1, 1964

Recorded in book No. 82 of 29337  
Permits on page

CHRIS L. MISKLER  
STATE ENGINEER

Drainage Basin No. 8 page 18E  
Fees 125.00