

RECEIVED
JUL 6 1965
STATE ENGINEER
SALEM, OREGON

*APPLICATION FOR PERMIT

CERTIFICATE NO. 39055

30841

To Appropriate the Public Waters of the State of Oregon

I, Daniel Swan (Name of applicant)

of Route 1, Box 1156, Hood River (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 Kershaw Creek (Name of stream)

, a tributary of Neal Creek

2. The amount of water which the applicant intends to apply to beneficial use is 1/80 cubic feet per second. per acre. (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 270 ft. N. and 785 ft. E. from the SW corner of NW 1/4 of SE 1/4 of Sec. 24 2N 10E (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 SE 1/4 of Sec. 24, Tp. 2N

R. 10E., W. M., in the county of Hood River

5. The (Main ditch, canal or pipe line) to be (Miles or feet)

in length, terminating in the (Smallest legal subdivision) of Sec. , Tp. (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 3 HP (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.

10. (a) To supply the city of

(Name 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, \$.....
- 12. Construction work will begin on or before See remarks.....
- 13. Construction work will be completed on or before See remarks.....
- 14. The water will be completely applied to the proposed use on or before See remarks.....

Daniel Swan
(Signature of applicant)

Remarks: Water from Kershaw Creek has been used to irrigate this property since the place was homesteaded in 1881. Because Kershaw Creek empties into Neal Creek on this farm, no water right was ever taken out on Kershaw Creek. When we moved here in 1951, there was a wooden water box on Kershaw Creek which we replaced with a cement one in 1959. Water from this source has been used continuously on this farm.

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 Sept. 21....., 1965.....

WITNESS my hand this 21st..... day of July....., 1965.....

RECEIVED CHRIS L. WHEELER
AUG 18 1965 STATE ENGINEER
SALEM, OREGON *Walter Long* 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 0.25 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 Kershaw Creek

The use to which this water is to be applied is supplemental irrigation

If for irrigation, this appropriation shall be limited to 1/80 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, 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 0.01 c.f.s. July 6, 1965
0.24 c.f.s. Aug. 18, 1965

Actual construction work shall begin on or before January 5, 1967 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1967.

Complete application of the water to the proposed use shall be made on or before October 1, 1968.

WITNESS my hand this 5th day of January, 1966

Chris L. Wheeler

STATE ENGINEER

Application No. 41056

Permit No. 30641

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 July, 1965, at 8:00 o'clock A.M.

Returned to applicant:

Approved:

January 5, 1966

Recorded in book No. 30641 of

Permits on page

CHRIS L. WHEELER
STATE ENGINEER

Drainage Basin No. 4 page 32

Fees 15.00