

SM-
RECEIVED
AUG 17 1966

Permit No. **31882**

CIVIL ENGINEER
SALEM, OREGON

***APPLICATION FOR PERMIT**

ASSIGNED, See Misc. Rec. Vol. **6** Page **668**

CERTIFICATE NO. **49055**

To Appropriate the Public Waters of the State of Oregon

I, WILLIAM A. SWANN, JR
(Name of applicant)
of RT 1 Box 98B HAINES, OREGON
(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 one ~~five~~ unnamed streams, a tributary of NORTH POWDER RIVER
(Name of stream) ** Corrected as indicated*
SPRINGS #s 1, 2, 3, 4, 5

2. The amount of water which the applicant intends to apply to beneficial use is 3/4 (0.75)
cubic feet per second. at point of diversion
(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 400 ft. N and 279 ft. W from the NW
corner of Section 20
streams
(Section or subdivision) NE CORNER OF
* ALL 5 (SPRINGS) RISE IN (NE 1/4 NE 1/4) (SEC. 19)
TOWNSHIP 7 SOUTH, RANGE 38 EAST, W. M. AND FLOW THROUGH
NATURAL CHANNEL INTO AN EXISTING IRRIGATION DITCH WHICH
(If preferable, give distance and bearing to section corner)
TERMINATES ON MY PROPERTY AT SW 1/4 SE 1/4 SEC 17 T 7 S R 38 E W. M.
SE 1/4 SE 1/4 (If there is more than one point of diversion, each must be described. Use separate sheet if necessary)
being within the * (NE 1/4 NE 1/4) (SEC. 19) of Sec. 18, Tp. 7 S
(Give smallest legal subdivision) (N. or S.)

R. 38 E, W. M., in the county of BAKER
(E. or W.)

5. The MAIN DITCH ALREADY EXISTS APPROX 4000 FT
(Main ditch, canal or pipe line) to be (Miles or feet)
in length, terminating in the SW 1/4 SE 1/4 of Sec. 17, Tp. 7 S
(Smallest legal subdivision) (N. or S.)

R. 38 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)

(b) Description of headgate NO HEADGATE, WATER FLOWS IN
(Timber, concrete, etc., number and size of openings)
NATURAL CHANNEL INTO IRRIGATION DITCH

(c) If water is to be pumped give general description
(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—

31882

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) 1 1/2 feet; width on bottom 1 feet; depth of water 1/2 feet; grade 20 feet fall per one thousand feet.

(b) At 1/2 miles from headgate: width on top (at water line) 2 feet; width on bottom 1 feet; depth of water 3/4 feet; grade 80 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, or place of use

Township North or South	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
75	38E	17	SW 1/4 SE 1/4	10 23 S.
75	38E	17	SE 1/4 SE 1/4	25 10 Prim
				33

(If more space required, attach separate sheet)

(a) Character of soil SILT LOAM

(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.
(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, \$ 100

12. Construction work will begin on or before COMPLETE

13. Construction work will be completed on or before COMPLETE

14. The water will be completely applied to the proposed use on or before WATER IS PRESENTLY BEING USED ON 1/4 SE 1/4 SEC 17 T7S R38E W1M

William A. Swan

(Signature of applicant)

Remarks: THE SUBJECT STREAMS (SPRINGS) HAVE FLOWED THROUGH NATURAL CHANNEL INTO A DITCH WHICH WAS DUG BY A FORMER OWNER OF MY PROPERTY, FOR APPROX 35 YEARS, THE SPRINGS WERE NEVER FILED ON BECAUSE THE FORMER OWNER ALSO OWNED THE LAND ON WHICH THE SPRINGS ROSE. IVE ONLY OWNED THE LAND FOR APPROX 18 MONTHS AND I JUST LEARNED THAT THIS WAS NEVER FILED ON. HOWEVER WE HAVE BEEN USING THE WATER THINKING IT CAME FROM SPRINGS 6, 7 & 8 WHICH HAD BEEN FILED ON IN 1932 BY CHAS. SPEARMAN UNDER PERMIT # 10989, APPLICATION # 14816. THE WATER FROM 6, 7 & 8 ALSO COME DOWN THE SAME CHANNEL THAT 1, 3, 4 & 5 FLOW INTO AND THEY ALL TERMINATE ON MY LAND. THE ENCLOSED MAP IS A COPY OF THE ONE SUBMITTED WITH THE 1932 APPLICATION WITH THE EXCEPTION THAT THE POINT OF DIVISION FOR 6, 7 & 8 WERE MIS PLOTTED ON THE FORMER MAP AND HAS BEEN CORRECTED ON THIS ONE.

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 correction and completion

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before October 25th, 19 66.
November 29

WITNESS my hand this 25th day of August, 19 66.
29th September

RECEIVED
OCT 20 1966
STATE ENGINEER
OREGON

CHRIS L. WHEELER
STATE ENGINEER
By [Signature]
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 0.75 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 stream

The use to which this water is to be applied is supplemental irrigation and 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 4 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 17, 1966

Actual construction work shall begin on or before April 20, 1968 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1969.

Complete application of the water to the proposed use shall be made on or before October 1, 1970.

WITNESS my hand this 20th day of April, 1967

Chris L. Wheeler

STATE ENGINEER

Application No. 42660
Permit No. 31882

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 17th day of August, 1966, at 1:00 o'clock P. M.

Returned to applicant:

Approved:

April 20, 1967
Recorded in book No. 31882 of Permits on page

CHRIS L. WHEELER
STATE ENGINEER

Drainage Basin No. 9 page 38
Fees \$15.45