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JAN 17 1967

Permit No. 32301  
CERTIFICATE NO. 36716

STATE ENGINEER  
SALEM, OREGON

\*APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, EARL SUTTER (Name of applicant)  
of Box 6 DURKEE, OREGON 97205 (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 MANNING CR. (Name of stream)  
a tributary of BURNT RIVER

2. The amount of water which the applicant intends to apply to beneficial use is 1.50 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 450 ft. S and 930 ft. E from the CENTER of SECTION 35, T. 11 S., R. 43 E. W. M. (Section or subdivision)

DESCRIPTION OF ALTERNATE POINT OF DIVERSION ATTACHED

#2 1120 ft. S & 980 ft. W. From the center of Section 35 being within the NE 1/4 SW 1/4 Sec 35 T. 11 S. R. 43 E. (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 NE 1/4 SW 1/4 of Sec. 35, Tp. 11 S., R. 43 E., W. M., in the county of BAKER

5. The #1 Ditch to be 4700' in length, terminating in the SW 1/4 NE 1/4 of Sec. 34, Tp. 11 S., R. 43 E., W. M., the proposed location being shown throughout on the accompanying map.

DESCRIPTION OF WORKS

Diversion Works—

6. (a) Height of dam NONE of CONSEQUENCE 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 (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	
11 S	43 E	35	SW $\frac{1}{4}$ of NW $\frac{1}{4}$	<del>5.0</del>	5.0
11 S	43 E	34	SW $\frac{1}{4}$ of NE $\frac{1}{4}$	<del>11.0</del>	10.5
11 S	43 E	34	SE $\frac{1}{4}$ of NE $\frac{1}{4}$	<del>23.0</del>	25.5
11 S	43 E	34	NW $\frac{1}{4}$ of SE $\frac{1}{4}$	<del>1.5</del>	1.5
11 S	43 E	35	NW $\frac{1}{4}$ of SW $\frac{1}{4}$		0.5
11 S	43 E	34	NE $\frac{1}{4}$ of SE $\frac{1}{4}$		1.0
					<u>44.0</u>

(If more space required, attach separate sheet)

(a) Character of soil CLAY 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 .....

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, \$ Nothing

12. Construction work will begin on or before Completed

13. Construction work will be completed on or before Completed

14. The water will be completely applied to the proposed use on or before Immediately

Earl Sutter  
(Signature of applicant)

Remarks: THIS Application IS FOR THE PERIOD OF OCTOBER 1 THRU MARCH 31 ONLY

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 and correction .....

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

~~April 10~~, 1967  
~~May 9th~~ ~~67~~  
June 5th 67

WITNESS my hand this 9th day of February, 1967  
~~9th~~ ~~March~~ ~~67~~  
3rd April 67

RECEIVED  
MAR 13 1967  
STATE ENGINEER

RECEIVED  
MAR 13 1967  
STATE ENGINEER

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FEB 14 1967  
STATE ENGINEER  
SALEM, OREGON

CHRIS L. WHEELER  
STATE ENGINEER  
Faye W. Debusch  
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 1.1 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 Manning Creek

The use to which this water is to be applied is 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 shall be further limited to the time when water can be beneficially used between October 1 and March 31

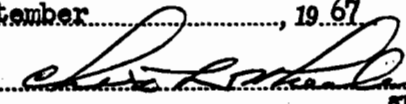
and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

The priority date of this permit is January 17, 1967

Actual construction work shall begin on or before September 29, 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 29th day of September, 1967

  
STATE ENGINEER

pc

Application No. 43207  
Permit No. 32301

**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 January, 1967, at 1:00 o'clock P. M.

Returned to applicant:

Approved:

Recorded in book No. September 29, 1967 of  
Permits on page 32301

CHRIS L. WHEELER  
STATE ENGINEER

Drainage Basin No. 9 page 8B  
Fees \$17.10