

ABSTRACT MADE

*Permit No. 3538

CERTIFICATE NO. 2787

APPLICATION FOR A PERMIT

To appropriate the Public Waters of the State of Oregon

I, C E Smiley

(Name of Applicant)

of Freewater (Postoffice), County of Umatilla

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 L. Walla Walla River (Name of stream), tributary of Walla Walla River

2. The amount of water which the applicant intends to apply to beneficial use is 0.24 cubic feet per second.

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 about 300 feet West and 30 feet North of the 1/4 cor. between Sections 26 & 27 Tp 6 N R 35 E.W.M. (Give distance and bearing to section corner)

being within the SE - SE - NE - of Sec. 27, Tp. 6 N (No. N. or S.)

R. 35 E W. M., in the county of Umatilla (No. E. or W.)

5. The ditch to be used as a carrier is the supply ditch to a spring branch and will be tapped at a point about 260 feet from point of use (Main ditch, canal or pipe line)

1 mile in length, terminating in the NE - NW - NW of Sec. 27, Tp. 6 N (Smallest legal subdivision) (No. N. or S.)

R. 35 E W. M., the proposed location being shown throughout on the accompanying map. (No. E. or W.)

6. The name of the ditch, canal or other works is Supply ditch of Middle Branch of Mud Creek

DESCRIPTION OF WORKS

Already constructed

DIVERSION WORKS—

7. (a) Height of dam 2 feet, length on top 6 feet, length at bottom

6 feet; material to be used and character of construction Timber (Loose rock, concrete,

masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate Timber water box (Timber, concrete, etc., number and size of openings)

*A different form of application is provided where storage works are contemplated. These forms can be secured without charge together with instructions, by addressing the State Engineer, Salem, Oregon.

CANAL SYSTEM—

8. (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.

FILL IN THE FOLLOWING INFORMATION WHERE THE WATER IS USED FOR:

IRRIGATION—

9. The land to be irrigated has a total area of.....19.....acres, located in each smallest legal subdivision, as follows:..... (Give area of land in each smallest legal subdivision which you intend to irrigate) 19 acres in the North 1/2 of the Northwest one-quarter of the Northwest one-quarter of Section 27 Tp 6 N R 35 E.W.M.

(If more space required, attach separate sheet)

POWER, MINING, MANUFACTURING, OR TRANSPORTATION PURPOSES—

10. (a) Total amount of power to be developed.....theoretical horsepower.

(b) Total fall to be utilized.....feet. (Head)

(c) The nature of the works by means of which the power is to be developed.....

(d) Such works to be located in.....of Sec..... (Legal subdivision)

Tp....., R....., W. M. (No. N. or S.) (No. E. or W.)

(e) Is water to be returned to any stream?..... (Yes or No)

(f) If so, name stream and locate point of return.....

....., Sec....., Tp....., R....., W. M. (No. N. or S.) (No. E. or W.)

(g) The use to which power is to be applied is.....

(h) The nature of the mines to be served.....

MUNICIPAL SUPPLY—

11. To supply the city of _____
_____ County, having a present population of _____, and an
(Name of) _____, and an
estimated population of _____ in 191____

(Answer questions 12, 13, 14, and 15 in all cases)

- 12. Estimated cost of proposed works, \$ 50.00 _____
- 13. Construction work will begin on or before Jan. 1, 1918 _____
- 14. Construction work will be completed on or before Jan. 1, 1919 _____
- 15. The water will be completely applied to the proposed use on or before Jan. 1, 1920 _____

Duplicate maps of the proposed ditch or other works, prepared in accordance with the rules of the State Water Board, accompany this application.

C E Smiley

(Name of applicant)

Witness G W Smiley, Freewater, Ore.

Signed in the presence of us as witnesses:

- (1) W M Von Derahe Freewater, Ore.
(Name) (Address of Witness)
- (2) _____
(Name) (Address of Witness)

Remarks: _____

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 correction or completion, as follows: _____

In order to retain its priority, this application must be returned to the State Engineer, with corrections, on or before _____, 191____

WITNESS my hand this _____ day of _____, 191____

State Engineer.

Application No. 5636

Permit No. 3538

PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

Division No. 2 District No.

This instrument was first received in the office of the State Engineer at Salem, Oregon, on the 17 day of July, 1917 at 1:30 o'clock P.M.

Returned to applicant for correction

Corrected application received

Approved:

Oct. 17 1917

Recorded in Book No. 13 of Permits, on Page 3538

John H Lewis

1 map RS State Engineer.

\$5.85

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 the following limitations and conditions: If for irrigation, this appropriation shall be limited to one-eighth of one cubic foot per second, or its equivalent, for each acre irrigated, and shall be subject to such reasonable rotation system as may be ordered by the proper State officer.

The use under this permit shall be limited to irrigation purposes.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 0.24 cubic feet per second, or its equivalent in case of rotation.

The priority date of this permit is July 17, 1917

Actual construction work shall begin on or before October 17, 1918 and shall thereafter be prosecuted with reasonable diligence and be completed on or before June 1, 1919

Complete application of the water to the proposed use shall be made on or before October 1, 1920

WITNESS my hand this 17th day of October, 1917

John H Lewis

State Engineer.

Permits for power development are subject to the limitation of franchise as provided in Section 6633, Lord's Oregon Laws, and the payment of annual fees as provided in Chapter 213, Session Laws of 1915.