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STATE ENGINEER
SALEM OREGON

Permit No. 36970

*APPLICATION FOR PERMIT

"CERTIFICATE NO. 57207

To Appropriate the Public Waters of the State of Oregon

I, Peter W. Schoeninger, Jr.
(Name of Applicant)

of RAI, Haines
(Mailing address) (City)

State of Oregon, 97833, do hereby make application for a permit to appropriate the
(Zip Code)

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 Wasteway Natural Drainageway
(Name of stream), a tributary of Muddy Cr. Trib. powder Riv.

2. The amount of water which the applicant intends to apply to beneficial use is 7.73 CFS.
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 & Supplemental Irrig.
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 250 ft. S and 10 ft. E from the W 1/4
corner of section 7
(N. or S.) (E. or W.)
(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 - SW 1/4 of Sec. 7, Tp. 7 S.
(Give smallest legal subdivision) (N. or S.)

R. 39 E, W. M., in the county of Baker
(E. or W.)

5. The Main Ditch to be 1 mile
(Main ditch, canal or pipe line) (Miles or feet)
in length, terminating in the NW 1/4 - NE 1/4 of Sec. 7, Tp. 7 S.
(Smallest legal subdivision) (N. or S.)

R. 39 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 3 feet, length on top 10 feet, length at bottom 3 feet; material to be used and character of construction Concrete
(Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate Concrete with 2 - 3ft opening
(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. Such forms can be secured without charge, together with instructions, by addressing the State Engineer, Salem, Oregon 97310.

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) 6 feet; width on bottom 3 feet; depth of water 2 feet; grade 1 feet fall per one thousand feet.

(b) At 1 miles from headgate: width on top (at water line) 2 feet; width on bottom 1 feet; depth of water 1 feet; grade 1 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 T. 7 S. R. 39 E. Section 7

Township North or South	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
7 S.	39 E.	7	NW 1/4 - NE 1/4	40 [±]
"	"	"	NE 1/4 - NE 1/4	10 [±]
"	"	"	SW 1/4 - NE 1/4	38 [±]
"	"	"	SE 1/4 - NE 1/4	40 [±]
"	"	"	NE 1/4 - SW 1/4	40 [±]
"	"	"	NW 1/4 - SE 1/4	40 [±]
"	"	"	SE 1/4 - SW 1/4	10 [±]
"	"	"	SW 1/4 - SE 1/4	38 [±]
"	"	"	SE 1/4 - SE 1/4	6 [±]
7 S.	39 E.	18	NW 1/4 - NE 1/4	7 [±]
			NE 1/4 - NE 1/4	8 [±]
Primary	7	39	NE 1/4 - NE 1/4	30 [±]
	7	39	SW 1/4 - NE 1/4	1 1/2

(If more space required, attach separate sheet)

309 ac.

(a) Character of soil Sandy loam

(b) Kind of crops raised Hay & 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

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 7.7 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 natural drainageway

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

If for irrigation, this appropriation shall be limited to 1/40 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 1/2 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 June 5, 1972

Actual construction work shall begin on or before August 27, 1974 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1975

Complete application of the water to the proposed use shall be made on or before October 1, 1976

WITNESS my hand this 27th day of August, 1973

Chris L. Wheeler

STATE ENGINEER

Application No. 49310
Permit No. 36970

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 5th day of June, 1972, at 8:00 o'clock A. M.

Returned to applicant:

Approved:

August 27, 1973

Recorded in book No. _____ of _____

Permits on page 36970

CHRIS. L. WHEELER
STATE ENGINEER

Drainage Basin No. 9 page 34J

Fees 30.25