

* Permit No. 4926

APPLICATION FOR A PERMIT

CERTIFICATE NO. 3790

To Appropriate the Public Waters of the State of Oregon

I, D. J. Kirk (Name of Applicant)

of Freewater, County of Umatilla
(Postoffice)

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 waste water from part of the N $\frac{1}{2}$ NE $\frac{1}{4}$
(Name of stream)
Sec. 31 Tp 6 N R 35 E
tributary of Cause Creek

2. The amount of water which the applicant intends to apply to beneficial use is
0.19 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 along N line of NE $\frac{1}{4}$ Sec. 31 Tp 6 N 35 E W.M. as
(Give distance and bearing to section corner)
shown by plot accompanying Appl. # 6428

being within the N $\frac{1}{2}$ NE $\frac{1}{4}$ of Sec. 31, Tp. 6 N
(Give smallest legal subdivision) (No. N. or S.)
R. 35 E, W. M., in the county of Umatilla
(No. E. or W.)

5. The ditches to be 200 to 300 feet
(Main ditch, canal or pipe line)
in length, terminating in the S $\frac{1}{2}$ SE $\frac{1}{4}$ of Sec. 30, 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

DESCRIPTION OF WORKS

DIVERSION WORKS—

7. (a) Height of dam none 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 none
(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 15 acres, located in each smallest legal subdivision, as follows:

(Give area of land in each smallest legal subdivision which you intend to irrigate.)

8 acres SE SE sec. 30; 7 acres

7 acres SW SE Sec. 30, all in 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)
estimated population of in 19.....

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

- 12. Estimated cost of proposed works, \$.....completed.....
- 13. Construction work will begin on or before, completed.....
- 14. Construction work will be completed on or before, completed.....
- 15. The water will be completely applied to the proposed use on or before Jan. 1, 1922.....

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

..... D. J. Kirk
(Name of applicant)

Signed in the presence of us as witnesses:

- (1) Victor E. Coffman Freeewater, Ore.
(Name) (Address of Witness)
- (2) L. A. Reineman Freeewater, Ore.
(Name) (Address of Witness)

Remarks: WAIVER OF RIGHT

I, the undersigned, holder of Water Application No. 6514 for the use of drainage water from the Northeast quarter of Section 31, Tp 6 N R 35 E W.M., upon land in the East Half of the Southwest quarter of Section 30 in said Township and Range, do hereby waive said right as to two small parcels or parts of said land from which the water drains, said parcels or parts being shown and segregated in the map accompanying said Application No. 6514 by broken lines and containing approximately five and ten acres. The drainage from these said parcels or parts of land does not reach the land upon which I filed for use of water and can be best used by the land adjoining the Northeast quarter of said section 31 on the north.

Witness my hand and seal this 14 day of February 1920.

..... Victor E. Coffman (Seal)

Witnesses

..... Louis Reineman
..... L. A. Reineman

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:

..... For completion fees and map

In order to retain its priority, this application must be returned to the State Engineer, with corrections, on or before Feb. 6, 1921.

WITNESS my hand this 7th day of Jan., 1921.

..... Percy A. Cupper
State Engineer.

Application No. 7117

Permit No. 4926

PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

District No.

This instrument was first received in the office of the State Engineer at Salem, Oregon, on the 4 day of March, 1920 at 1:30 o'clock P.M.

Returned to applicant for correction

Jan. 7, 1921 Corrected application received

February 2, 1921 Approved:

Feb. 12, 1921

Recorded in Book No. 17 of Permits, on Page 4926

Percy A. Cupper State Engineer.

1 Map \$5.25 R.S.

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-eightieth 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 right herein granted is limited to the appropriation of wastewater for irrigation purposes, and is also limited to the water available at the proposed point of diversion but does not carry with it the right to divert water from the stream from which the waste water is diverted nor the right to require the wasteful use of water by others.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 0.19 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is March 4, 1920

Actual construction work shall begin on or before February 12, 1922 and shall thereafter be prosecuted with reasonable diligence and be completed on or before June 1, 1923

Complete application of the water to the proposed use shall be made on or before October 1, 1924

WITNESS my hand this 12th day of February, 1921

Percy A. Cupper 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.