

* Permit No. 5234

ABSTRACT MADE

APPLICATION FOR A PERMIT

To Appropriate the Public Waters of the State of Oregon

We, The "Clear Creek Water Users Association", a Mutual Organization.
(Name of Applicant)

of Halfway, County of Baker
(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 Mutual Organization

1. The source of the proposed appropriation is West Fork of Clear Cr. Trib. of Clear Cr. Trib. of Pine Creek
(Name of stream)

tributary of Snake River, the water to be stored in the West Fork of Clear Creek Reservoir to be constructed by applicant under application No. 8096, permit No. R 515

2. The amount of water which the applicant intends to apply to beneficial use is 257.35 Acre feet or 5.91 cubic feet per second.

3. The use to which the water is to be applied is irrigation (Supplemental Supply for the irrigation of lands already having a partial water right.)
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located is various (See plat)
(Give distance and bearing to section corner)

being within the of Sec. 19, 29, 30, 31, & 32 of 7 South
(Give smallest legal subdivision) (No. N. or S.)

R. 46 East, W. M., in the county of Baker
(No. E. or W.)

5. The ditches are numerous (See Plat) to be to be
(Main ditch, canal or pipe line)
miles in length, terminating in the (See Plat) of 31 & 32 of 7 South
(Smallest legal subdivision) (No. N. or S.)

R. 46 East, 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 West Fork of Clear Cr. Reservoir; Meyers, Steals, Dederick, Hewitt, Acres, Crego and others

DESCRIPTION OF WORKS

DIVERSION WORKS—

7. (a) Height of dam average about two feet, length on top various feet, length at bottom various feet; material to be used and character of construction loose rock, gravel and brush, (constructed annually after flood season)
(Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate lumber and concrete. Single openings from one to three
(Timber, concrete, etc., number and size of openings)
feet wide and one to two feet high. All built and in use for Primary water rights

* 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) one to four feet; width on bottom one to three feet; depth of water 6 ins. to two feet; grade Various 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 four hundred and seventy-three acres, located in each smallest legal subdivision, as follows:

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

- 5 acs. SE 1/4 of NE 1/4
4 acs. NE 1/4 SW 1/4
15 acs. NE 1/4 of SE 1/4 &
40 acs. NW 1/4 of SW 1/4
10 acs. in SE 1/4 of SE 1/4 of Sec. 19
40 acs. SW 1/4 SW 1/4 and
30 acs. NE 1/4 of NE 1/4
10 acs. SW 1/4 of SE 1/4 of Sec. 29
35 acs. SE 1/4 of NE 1/4
40 acs. NW 1/4 of NE 1/4
40 acs. NE 1/4 of SE 1/4 &
40 acs. SW 1/4 of NE 1/4 and
40 acs. SE 1/4 of SE 1/4 of Sec. 30
20 acs. SE 1/4 of NW 1/4 of Sec. 32 and
24 acs. NW 1/4 of NW 1/4
10 acs. NE 1/4 of NE 1/4 of Sec. 31 T 7 S R 46 E W.M.
40 acs. SW 1/4 of NW 1/4
Baker Co., Oregon
30 acs. SE 1/4 of NW 1/4
NW 1/4 NE 1/4 sec. 14 - T. 8 S. R. 46 E.

(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, \$6500.00 for dam construction. The distribution system is already constructed and in use.

13. Construction work will begin on or before as soon as permit is granted

14. Construction work will be completed on or before Nov. 1, 1926

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

Oct. 1, 1927

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

Clear Creek Water Users' Association
(Name of applicant)

By J. R. Bitter, President

L. C. Hulse, Secretary

Signed in the presence of us as witnesses:

(1) _____, _____
(Name) (Address of Witness)

(2) _____, _____
(Name) (Address of Witness)

Remarks: The waters of Pine Creek and its tributaries has not been adjudicated by the State as yet but there has been a Decree of allowance and distribution made and put in force of the Natural flow of the waters of Clear Creek. Said Decree does not give a sufficient quantity of water during the latter part of the irrigation season for the lands covered by this application. Said lands are underlaid with a coarse gravel subsoil and therefore require an extra large amount of water. Said lands are now being used for truck gardening and small fruit growing by many of the owners. Some parts of said lands situated on the benches above the bottom lands are underlaid with solid rock, the depth of the surface soil being very shallow, excellent small fruit land but requiring much water.

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 _____, 19_____.

WITNESS my hand this _____ day of _____, 19_____.

State Engineer.

Application No.....8108.....

Permit No.....5234.....

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 7 day of October, 1921, at 8:30 o'clock A.M.

Returned to applicant for correction

Corrected application received

Approved:

Oct. 20, 1921

Recorded in Book No. 18 of Permits, on Page 5234

Percy A. Cupper

State Engineer.

1 Map R.S. \$8.00

STATE OF OREGON, } ss. County of Marion, }

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 water from West Fork of Clear Creek and the water stored in the Clear Creek Reservoir to be constructed under application No. 8096, permit No. R 515, for a supplemental supply for the irrigation of land already having a partial water right

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 5.91 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is October 7, 1921

Actual construction work shall begin on or before October 20, 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, 1925

WITNESS my hand this 20th day of October, 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.