ASSIGNED, See Misc. Rec. Vol. 2, Page 264

CERTIFICATE NO. 52225

* Permit No. 5309

ABSTRACT MADE
CERTIFICATE NO. ~~5568~~ 51169

APPLICATION FOR A PERMIT

To Appropriate the Public Waters of the State of Oregon

I, W S Edwards - Mrs. Emma C Kralman - & James Wisenor
(Name of Applicant)

of Freewater, Route (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 Springs & seepage water from
(Name of stream)
Hudson Bay Ditch, which are really tributary ~~of~~ to Goodman Spring Branch

2. The amount of water which the applicant intends to apply to beneficial use is 0.35 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 North 1320 ft; thence S 80° 30' E 520 ft. from the ¼ corner between Sections 28-33 Tp 6 N R 35 E.W.M. and includes all the seepage into Hudson Bay ditch from this point to a point East 1319 ft., thence South 560' from the ¼ corner between Section 28-29, Tp 6 N R 35 E. Also a ditch to be dug thru a swamp beginning North 1320 ft., thence N 79° 30' W 510 ft. and running thence about 500 ft. into the Hudson Bay Canal near the center of the NE¼ SW¼ Sec. 28 Tp 6 N R 35 E.
(Give distance and bearing to section corner)

being within the SW¼ SE¼ & NE¼ SW¼ of Sec. 28, 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 main ditch to be the Hudson Bay Canal and Goodman Spring Branch, which are already completed. to be 1.0
(Main ditch, canal or pipe line)
miles in length, terminating in the NE¼ NW¼ of Sec. 29, 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 Goodman Spring Branch

DESCRIPTION OF WORKS

DIVERSION WORKS— Are in creek same as used under Goodman Spring Br. Decree .

7. (a) Height of dam ..... 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)

* 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.

5309(a)

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 27 *acres, located in each smallest legal subdivision, as follows:*

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

15 acres in the NW¼ NE¼ Sec. 29;
7 ac. in the N½ SW¼ NE¼ Sec. 29, and
4½ ac. in the NE¼ NW¼ and
2½ ac. in the NW¼ NW¼ Sec. 29, and all in Tp. 6 N R 34 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, $ 25.00

13. Construction work will begin on or before Practically all constructed

14. Construction work will be completed on or before Jan. 1st, 1923

15. The water will be completely applied to the proposed use on or before Jan. 1st, 1923

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

W S Edwards
(Name of applicant)
Emma C Kralman

James Wisenor

Signed in the presence of us as witnesses:

(1) Aubrey E Perry (Name), Pendleton, Ore. (Address of Witness)

(2) L Johannsen (Name), ... (Address of Witness)

Remarks: There are several small springs which raise out of the bottom of the Hudson Bay canal when it is dry in the summer months and this filing is on this water. Formerly this water drained into the swamp at the head of the Goodman spring Branch but since the ditch has been constructed the water comes out into the ditch. This water is run from the Hudson Bay Ditch into the head of the Goodman Spring Branch and the water used as a supplemental right to the lands already irrigated from Goodman Spring Branch.

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.

5309 (c)

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Application No. 8214

Permit No. 5309

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 19 *day of* December, *19*21, *at* 8:30 *o'clock* A *M.*

Returned to applicant for correction

.....

Corrected application received

.....

Approved:

Dec. 30, 1921

Recorded in Book No. 18 *of Permits, on Page* 5309.

Percy A Cupper

State Engineer.

1 map RS

$7.05

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 water from springs and Seepage water from the Hudson Bay Ditch for irrigation purposes, and is also limited to the water available at the proposed point of diversion and 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 0.34 *cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is* December 19, 1921.

Actual construction work shall begin on or before December 30, 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 30th *day of* December, 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.

This form approved by the State Water Board, March 11, 1909.