

\* Permit No. 5437

ABSTRACT MADE

APPLICATION FOR A PERMIT

To appropriate the Public Waters of the State of Oregon

I, H. S. Shangle (Name of Applicant)

of Milton (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

Waste water from Tracts Three (3), Eight (8)

1. The source of the proposed appropriation is and Twelve (12) of Apple Dale Subdivision in the Southeast quarter of Section 33, Twp. Six N.R. 35 E.W.M. (Name of stream)

tributary of Walla Walla River

2. The amount of water which the applicant intends to apply to beneficial use is

0.25 cubic feet per second.

3. The use to which the water is to be applied is Irrigation

(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

in the Southwest quarter of the Southeast quarter Sec. 33 on East boundary line of Lots Two (2) and Seven (7) of Appledale Subdivision located in the

4. The point of diversion is located Southeast quarter of Section Thirty-Three (33) in Township Six North of Range 35 E.W.M. all being in Umatilla County, State of Oregon. (Give distance and bearing to section corner)

being within the SW of the SE of Sec. 33, Tp. 6 N, R. 35 E, W. M., in the county of Umatilla

5. The main ditch to be only a few feet in length, terminating in the Lots Two and Seven of Appledale above named

6. The name of the ditch, canal or other works is Private (No name)

DESCRIPTION OF WORKS

DIVERSION WORKS—

7. (a) Height of dam No feet, length on top No feet, length at bottom

feet; material to be used and character of construction Wooden Flume or ditch (Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate Timber (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 Twenty (20) acres, located in each smallest legal subdivision, as follows: Lots one, two, six and seven of Appledale sub-division located in the Southeast quarter of Section 33, Township Six North of Range 35 E.W.M., Umatilla County, Oregon.

About six acres of the land to be irrigated lies in the Northwest quarter of the Southeast quarter and about 14 acres in the Southwest quarter of the Southeast quarter of Section 33 in Township Six North of Range 35 E.W.M., in Umatilla County, Oregon.

(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 \_\_\_\_\_  
\_\_\_\_\_  
(Name of) \_\_\_\_\_ County, having a present population of \_\_\_\_\_,  
and an estimated population of \_\_\_\_\_ in 19\_\_\_\_\_.

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

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

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

H. S. Shangle  
(Name of applicant)

Signed in the presence of us as witnesses:

- (1) T C Frazier, Milton, Oregon  
(Name) (Address of Witness)
- (2) James Clark, " "  
(Name) (Address of Witness)

Remarks: The waste water herein applied for has been used for the  
past ten years under the conditions specified in this application  
for permit and we are simply making this application to give us  
permanent right as required by the law.

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:

- Completion, fees & maps.
- Answers to Questions 4, 5 & 9, map & application to correspond.

In order to retain its priority, this application must be returned to the State Engineer, with corrections, on or before May 25 June 11 1922

WITNESS my hand this 25 12 day of May April 1922

Percy A Cupper  
L.A. State Engineer.

Application No. 8355

Permit No. 5437

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 24 day

of April, 1922,

at 8:30 o'clock A.M.

Returned to applicant for correction

April 25, 1922; May 12, 1922

Corrected application received

May 11, 1922; May 20, 1922

Approved:

May 30, 1922

Recorded in Book No. 19 of Permits, on Page 5437

Percy A. Cupper

State Engineer.

1 map RS

\$6.00

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 waste water from tracts 3, 8 and 12, of Appledale Subdivision in the SE 1/4 Sec. 33 T 6 N R 35 E., 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 0.25 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is April 24, 1922

Actual construction work shall begin on or before May 30, 1923 and shall thereafter be prosecuted with reasonable diligence and be completed on or before June 1, 1924

Complete application of the water to the proposed use shall be made on or before October 1, 1925

WITNESS my hand this 30th day of May, 1922

Percy A. Cupper

State Engineer.

Permits for power development are subject to the limitation of franchise as provided in Section 5728, Oregon Laws, and the payment of annual fees as provided in Section 5803, Oregon Laws.