

ASSIGNED, See 11th Reg. Vol. 2, Page 293

*Permit No. 5765

ABSTRACT MADE

APPLICATION FOR A PERMIT

CERTIFICATE NO. 7086

To appropriate the Public Waters of the State of Oregon

I, A. G. Varner (Name of Applicant) of Enterprise (Postoffice) Wallowa County of Wallowa 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 Not incorporated.

1. The source of the proposed appropriation is Hurricane Creek (Name of stream) tributary of Wallowa River.

2. The amount of water which the applicant intends to apply to beneficial use is 0.225 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 No survey. (Give distance and bearing to section corner) Identical with point of diversion of the Alder Slope.

being within the SW 1/4 SW 1/4 of Sec. 35, Tp. 2 South R. 44 East, W. M., in the county of Wallowa. (No. N. or S.) (No. E. or W.)

5. The ditch (Main ditch, canal or pipe line) to be three miles in length, terminating in the NE 1/4 SE 1/4 of Sec. 22, Tp. 2 South R. 44 East, W. M., the proposed location being shown throughout on the accompanying map. (Smallest legal subdivision) (No. N. or S.) (No. E. or W.)

6. The name of the ditch, canal or other works is Alder Slope Ditch

DESCRIPTION OF WORKS

DIVERSION WORKS—

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.

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 18 acres, located in each smallest legal subdivision, as follows:

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

18 acres NE¹ SW¹ of Section 22 T 2 S R 44 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 _____

(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, \$ _____ All done.
- 13. Construction work will begin on or before _____ All done
- 14. Construction work will be completed on or before _____
- 15. The water will be completely applied to the proposed use on or before _____
All applied.

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

A. G. Varner,

(Name of applicant)
Lewis A. Stanley,

Agent for A. G. Varner.

Signed in the presence of us as witnesses:

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

Remarks: The land for which a right to irrigate is herein applied
was irrigated from the Alder Slope Ditch along with and at the
same time as the first lands which were irrigated from said
ditch, but for some reason no right was adjudicated to it
at the time of the Wallowa River Adjudication proceedings.

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 _____

WITNESS my hand this _____ day of _____

State Engineer.

Application No. 8823

Permit No. 5765

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 30 day of January, 1923, at 1:30 o'clock P.M.

Returned to applicant for correction

Corrected application received

Approved:

February 9, 1923.

Recorded in Book No. 20 of Permits, on Page 5765

Percy A. Cupper

State Engineer.

1 map BR

\$5.70

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 Hurricane Creek for irrigation purposes.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 0.22 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is January 30th, 1923.

Actual construction work shall begin on or before February 9, 1924, and shall thereafter be prosecuted with reasonable diligence and be completed on or before June 1, 1925.

Complete application of the water to the proposed use shall be made on or before October 1, 1926.

WITNESS my hand this 9th day of February, 1923.

Percy A. Cupper.

State Engineer.

Permits for power development are subject to the limitation of franchise as provided in Section 5723, Oregon Laws, and the payment of annual fees as provided in Section 5803, Oregon Laws.