

* Permit No. 5945

5160
ABSTRACT MADE

APPLICATION FOR A PERMIT

To appropriate the Public Waters of the State of Oregon

I, Carrie M. Spence (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

1. The source of the proposed appropriation is waste water and spring (Name of stream)

tributary of sometimes a little runs into the Walla Walla River but very little.

2. The amount of water which the applicant intends to apply to beneficial use is 0.11 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 S 50*-00' E-1000 ft. and N 45*-00' E-620 Ft (Give distance and bearing to section corner) from the Corner of sections 7 & 18, on the Township line on west of Tp 5 N R 36 E

being within the NW1/4 & SW1/4 of Sec. 18 & 7, Tp. 5 N (Give smallest legal subdivision) (No. N. or S.)

R. 36 E, W. M., in the county of Umatilla (No. E. or W.)

5. The main ditch to be 1/4 miles (Main ditch, canal or pipe line) in length, terminating in the SW1/4 of Sec. 7, Tp. 5 N (Smallest legal subdivision) (No. N. or S.)

R. 36 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 Spence Ditch

DESCRIPTION OF WORKS

DIVERSION WORKS—

7. (a) Small earth dam thrown in ditch to divert water. 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 no gate as this is the last place on the ditch. (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—

Spring creek is about 1ft. wide & 0.4 deep fall 10 ft. per 1000 ft.

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

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

6 acres in the SW 1/4 SW 1/4 Section 7, and 1 acre in the NW 1/4 NW 1/4 Sec. 18, Tp 5 N R 36 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., Tp., R., W. M. (Legal subdivision)

(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, \$ 25.00
- 13. Construction work will begin on or before Aug. 1st, 1923.
- 14. Construction work will be completed on or before Aug. 1st, 1925.
- 15. The water will be completely applied to the proposed use on or before _____
Aug. 1st, 1926.

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

Carrie M. Spence
(Name of applicant)
Milton, Oregon.

Signed in the presence of us as witnesses:

- (1) Aubrey E. Perry, Pendelton, Oregon
(Name) (Address of Witness)
- (2) R. R. Retzler, _____
(Name) (Address of Witness)

Remarks: _____

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.

7 Application No. 9051

Permit No. 5945

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 29 day

of June, 1923,

at 1:30 o'clock P. M.

Returned to applicant for correction

Corrected application received

Approved:

July 10, 1923.

Recorded in Book No. 20 of Permits, on Page 5945

Percy A. Cupper,

State Engineer.

1 Map ER

\$4.05

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 a spring, and from waste water, 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 0.09 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is June 29, 1923.

Actual construction work shall begin on or before July 10, 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 10th day of July, 1923.

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.