

* Permit No. 6058

ABSTRACT

APPLICATION FOR A PERMIT

CERTIFICATE NO. 6/25

To appropriate the Public Waters of the State of Oregon

I, T. G. Eubanks (Name of Applicant) of 510 S. Palouse St., Walla Walla, Walla Walla County of Washington State of 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 Birch Creek (Name of stream)

tributary of Walla Walla River

2. The amount of water which the applicant intends to apply to beneficial use is 5/10 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 approx. 1/2 mile East and 450 South of the corner between Section 18 Tp 6 N R 36 and Section 13 Tp. 6 N R 35 E.W.M.

being within the NW 1/4 of the SW 1/4 of Sec. 18, Tp. 6 North R. 36 East, W. M., in the county of Umatilla

5. The ditch to be approximately 1/2 miles in length, terminating in the SW 1/4 of the NE 1/4 of Sec. 13, Tp. 6 North R. 35 E, W. M., the proposed location being shown throughout on the accompanying map.

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

DESCRIPTION OF WORKS

DIVERSION WORKS—

7. (a) Height of dam 2 feet, length on top 8 feet, length at bottom 6 feet; material to be used and character of construction Earth dam with water box of timber. (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—

37

9. The land to be irrigated has a total area of acres, located in each smallest legal subdivision, as follows:

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

10	acres	within	the	SW $\frac{1}{4}$	NW $\frac{1}{4}$	Section	18	Tp.	6	N	Range	36	E.W.M.
24	acres	"	"	SE $\frac{1}{4}$	NE $\frac{1}{4}$	"	13	6	"	"	35	"	"
3	"	"	"	SW $\frac{1}{4}$	NE $\frac{1}{4}$	"	"	6	"	"	"	"	"

(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 _____
(Name of)
and an estimated population of _____ in 19_____.

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

- 12. Estimated cost of proposed works, \$ 100.
- 13. Construction work will begin on or before April 1, 1924, partly done now.
- 14. Construction work will be completed on or before April 1, 1925.
- 15. The water will be completely applied to the proposed use on or before _____
April 1, 1926.

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

T. G. Eubanks

(Name of applicant)

Signed in the presence of us as witnesses:

- (1) L. A. Reineman, Freewater, Ore.
(Name) (Address of Witness)
- (2) David Harris, " "
(Name) (Address of Witness)

Remarks:

I have used the water upon about 15 acres of this land for 25 years or more but have nothing to show that I have a water right and so wish to file this application to protect my rights.

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. 9 2 2 7

Permit No. 6058

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 17 day

of October, 1923,

at 1:30 o'clock P.M.

Returned to applicant for correction

Corrected application received

Approved:

October 31, 1923.

Recorded in Book No. 21 of

Permits, on Page 6058

Rhea Luper

State Engineer.

1 map ER

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

\$8.55

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 Birch 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 0.46 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is October 17, 1923.

Actual construction work shall begin on or before October 31, 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 31st day of October, 1923.

Rhea Luper.

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.