

* Permit No. 6154

ABSTRACT MADE

APPLICATION FOR A PERMIT

CERTIFICATE NO. 8493

To appropriate the Public Waters of the State of Oregon

I, John McAuslan, (Name of Applicant) of Freewater, (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 from Tract No. 50, and west half of Tract No. 49 of Sheet No. 13, Walla Walla River survey, and West Branch of Crockett Branch of Little Walla Walla River tributary of

2. The amount of water which the applicant intends to apply to beneficial use is 0.13 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 West 1000 ft. South 20 ft. from the 1/2 section cor. between Sec. 35-36, T. 6 N. R. 35 E.W.M., being Weir No. 25 and the waste ditch along north side of Tracts No. 49-50 as shown.

being within the NE 1/4 SE 1/4 of Sec. 35, Tp. 6 N, R. 35 E, W. M., in the county of Umatilla

5. The main ditch to be nearly 1/4 miles in length, terminating in the SW 1/4 NE 1/4 of Sec. 35, Tp. 6 N, 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 McAuslan Ditch

DESCRIPTION OF WORKS

Automatic divide No. 25 needs to be put in in concrete.

DIVERSION WORKS— Main weir about 12 ft. ditch weir about 1 ft.

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 See above. (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) 18" feet; width on bottom 12" feet; depth of water about 6" feet; grade 2 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 10 acres. 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 in the SW 1/4 NE 1/4 of Section 35, Tp. 6 N R 35 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) (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, \$ About \$20.00
- 13. Construction work will begin on or before _____ Ditches have been completed for several years.
- 14. Construction work will be completed on or before _____ Has been completed.
- 15. The water will be completely applied to the proposed use on or before _____ May 1st, 1927.

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

John McAuslan,
(Name of applicant)
Freewater, Oregon.

Signed in the presence of us as witnesses:

- (1) Aubrey E. Perry, Pendleton, Oregon
(Name) (Address of Witness)
- (2) R. R. Retzlur, Pendleton, Ore.
(Name) (Address of Witness)

Remarks: This waste water has been used for about 14 years, and is part of tract No. 24, formerly owned by C. G. Rogers. It was once irrigated by the old underground pipe line which caved in about 6 years ago. Testimony as to the irrigation by the pipe line is given in the Case of the Little Walla Walla Irrigation Union vs. Finis Irrigation Co. and is on file in County Clerk's office at Pendleton, Under the Decree of the courts no water right was given this tract. (40 ac. No. 24.)

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. 9341

Permit No. 6154

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 15 day

of January, 1924,

at 1:30 o'clock P.M.

Returned to applicant for correction

Corrected application received

Approved:

January 30, 1924.

Recorded in Book No. 21 of Permits, on Page 6154

Rhea Luper,

State Engineer.

1 map ER

\$4.50

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 West Branch of Crockett Branch of Little Walla Walla River, and waste water, and is also limited to the water available at the proposed points 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 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 0.13 cubic feet per second, or its equivalent in case of

rotation. The priority date of this permit is January 15, 1924.

Actual construction work shall begin on or before January 30, 1925. and shall thereafter be prosecuted with reasonable diligence and be completed on or before June 1, 1926

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

WITNESS my hand this 30th day of January, 1924.

Rhea Luper,

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.