

*Permit No. 6 5 6 5

ABSTRACT MADE

CERTIFICATE NO. 7619

APPLICATION FOR A PERMIT

To appropriate the Public Waters of the State of Oregon

I, C. E. Smiley, (Name of Applicant) of Freewater, Route #1 (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 Swamps forming spring creek (Name of stream)

tributary of Mud Creek - Little Walla Walla

2. The amount of water which the applicant intends to apply to beneficial use is 0.15 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 approximately 1350' West and 2000 feet South of the NE corner of Sec. 28 Tp. 6 N R 35 E.W.M. (Give distance and bearing to section corner)

being within the SW 1/4 NE 1/4 of Sec. 28, Tp. 6 N (Give smallest legal subdivision) (No. N. or S.)

R. 35 E, W. M., in the county of Umatilla (No. E. or W.)

5. The drain ditch to be about 5/8 miles (Main ditch, canal or pipe line) in length, terminating in the NW 1/4 NW 1/4 of Sec. 28, Tp. 6 N (Smallest legal subdivision) (No. N. or S.)

R. 35 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

DESCRIPTION OF WORKS

DIVERSION WORKS—

none

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 None, simply drain ditch tapping the swamp. (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 12 acres, located in each smallest legal subdivision, as follows:

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

12 acres within the NW 1/4 NW 1/4 Sec. 28 Tp. 6 N R 35 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, \$ 100.
- 13. Construction work will begin on or before Jan. 1, 1925.
- 14. Construction work will be completed on or before Jan. 1, 1926.
- 15. The water will be completely applied to the proposed use on or before Jan. 1, 1927

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

C. E. Smiley.

(Name of applicant)

Signed in the presence of us as witnesses:

- (1) L. A. Reineman _____
(Name) (Address of Witness)
- (2) J. N. Baker _____
(Name) (Address of Witness)

Remarks: The swamp under this application is partly drained
but the seepage has been increasing the past few
years so that there is additional water to file upon.

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 5 1 6

Permit No. 6 5 6 5

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 14 day of May, 1924, at 1:30 o'clock P.M.

Returned to applicant for correction

Corrected application received

Approved:

December 3, 1924.

Recorded in Book No. 22 of Permits, on Page 6 5 6 5

RHEA LUPER

State Engineer.

1 map H. Hall Fees \$4.80

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 water from a swamp forming a spring 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 0.15 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is May 14, 1924.

Actual construction work shall begin on or before December 3, 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, 1927

WITNESS my hand this 3rd day of December, 1924. 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.