

*Permit No. 9.7.6

ABSTRACT MADE

APPLICATION FOR A PERMIT

CERTIFICATE NO. 7183

Superseded by

Permit No. 40224

55427

To Appropriate the Public Waters of the State of Oregon

I, F. S. Morrison (Name of applicant) of Halfway, Oregon (Postoffice), County of Baker, 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 Slough Waters from certain lands irrigated from CLEAR CREEK, tributary of Pine Creek (Name of stream)

2. The amount of water which the applicant intends to apply to beneficial use is 1 cubic feet per second.

3. The use to which the water is to be applied is Supplemental Irrigation (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located The said waste water and slough water drains into a ditch out of Clear Creek, the point of diversion being about 40 rods south of the North line of the SW 1/4 of the SW 1/4 of Section 32, Township 7 S. R. 46 E.W.M. (Give distance and bearing to section corner)

being within the E 1/2 SW 1/4 SW 1/4 of Sec. 32, Tp. 7 S, R. 46 E, Baker (Give smallest legal subdivision) (No. N. or S.) (No. E. or W.)

5. The ditch to be about 160 rods or one-half miles in length, terminating in the SW 1/4 of NE 1/4 of Sec. 5, Tp. 8 S, R. 46 East (Main ditch, canal or pipe line) (Smallest legal subdivision) (No. N. or S.) (No. E. or W.), W. M., the proposed location being shown throughout on the accompanying map.

6. The name of the ditch, canal or other works is Bowerman, Mehlhorn & Robinson Ditch, and also Robinson 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 40 acres, located in each smallest legal subdivision, as follows:

(Give area of land in each smallest legal subdivision which you intend to irrigate) SW 1/4 of NE 1/4 of Section 5 Township 8 S R 46 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 _____
_____ County, having a present population of _____,
(Name of)
and an estimated population of _____ in 192.....

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

- 12. Estimated cost of proposed works, \$..... Ditch is completed.
 - 13. Construction work will begin on or before
 - 14. Construction work will be completed on or before
 - 15. The water will be completely applied to the proposed use on or before
- Water and ditches ready for use now.

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

F. S. Morrison.
(Name of applicant)

Signed in the presence of us as witnesses:

(1) John Taylor, _____
(Name) (Address of witness)

(2) Robert Behner, _____
(Name) (Address of witness)

Remarks: The above application is for waste water arising from the irrigation of the SW $\frac{1}{4}$ of Sec. 32 Township 7 S. R. 46 E.W.M. and the E $\frac{1}{2}$ of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ and the W $\frac{1}{2}$ of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 5, Township 8 S. R. 46 E.W.M. and from a slough situated in the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said section 32, Township 7 S. R. 46 E.W.M., said waters to be collected in and conveyed through a ditch to and used upon the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 5, Township 8 S. R. 46 E.W.M., for supplemental irrigation thereof, said ditch being taken out of Clear Creek on the East side thereof at a point about 40 rods south of the North line of SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 32, Twp. 7 S. R. 46 and running from thence in a southeast direction to about the Northwest corner of E $\frac{1}{2}$ of NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 5, Twp. 8 S. R. 46 E.W.M., thence east along the north line of said E $\frac{1}{2}$ of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 5 about 20 rods, thence south through a slough about 60 rods, thence Southeast through a private ditch across E $\frac{1}{2}$ of NE $\frac{1}{4}$ NW $\frac{1}{4}$ and the Southwest corner of the W $\frac{1}{2}$ of NW $\frac{1}{4}$ NE $\frac{1}{4}$ of said section 5, to the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of said section 5, Township 8 S. R. 46 E.W.M.

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 _____, 192.....

WITNESS my hand this _____ day of _____, 192.....

STATE ENGINEER.

Application No. 10418

Permit No. 6976

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 9 day of October, 1925, at 1:30 o'clock P.M.

Returned to applicant for correction:

Corrected application received:

Approved:

October 26, 1925.

Recorded in Book No. 24 of Permits, on page 6976

RHEA LUPER

STATE ENGINEER.

1 map ER

\$8.00

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 including water heretofore appropriated

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 waste water and slough water from SW 1/4 SW 1/4 Section 32, Township 7 South, Range 46 East, W.M., for supplemental supply for lands already having a partial water right; 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 source 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 0.5 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is October 9, 1925

Actual construction work shall begin on or before October 26, 1926 and shall thereafter be prosecuted with reasonable diligence and be completed on or before June 1, 1927

Complete application of the water to the proposed use shall be made on or before October 1, 1928

WITNESS my hand this 26 day of October, 1925

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.