

\*Permit No. 7.5.9.3

APPLICATION FOR A PERMIT

CERTIFICATE NO. 8439

To Appropriate the Public Waters of the State of Oregon.

I, J. L. Hartley (Name of applicant) of Yachats (Postoffice), County of Lincoln, 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 Mitchell Creek for Fish Ponds Hartley Creek for Domestic Use (Name of stream), tributary of Pacific Ocean

2. The amount of water which the applicant intends to apply to beneficial use is One sec. ft. from Mitchell Creek and 0.1 from Hartley Ck. cubic feet per second.

3. The use to which the water is to be applied is Fish Ponds and Domestic Use (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located Mitchell Cr. 1290 ft. E. and 430 ft. N. of SW Cor. of NW 1/4 SW 1/4, Sec. 23, T. 14 S., R. 12 W. Hartley Creek 900 ft. E. and 250 ft. North of same corner as above.

both being within the NW 1/4 SW 1/4 of Sec. 23, Tp. 14 S., R. 12 W., W. M., in the county of Lincoln

5. The Fish Pond Ditch to be 700 ft. other 850 ft. miles in length, terminating in the NW 1/4 SW 1/4 of Sec. 23, Tp. 14 S., R. 12 W., 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— Mitchell Creek 4 25 7. (a) Height of dam Hartley 2 feet, length on top 12 feet, length at bottom 12 feet; material to be used and character of construction both of lumber and earth. (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.





Application No. 1 1 1 2 5

Permit No. 7 5 9 3

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 5th day of October,

1926, at 2:30 o'clock P.M.

Returned to applicant for correction:

Corrected application received:

Approved:

October 25th, 1926

Recorded in Book No. 25 of Permits, on page 7 5 9 3

R H E A L U P E R

STATE ENGINEER

1 map ACFP

\$13.00

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 Mitchell Creek for fish ponds, and from Hartley Creek for domestic purposes.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 0.1 cubic feet per second from Mitchell Creek or its equivalent in case of rotation. The priority date of this permit is October 6, 1926 from Hartley Creek

Actual construction work shall begin on or before October 25, 1927 and shall thereafter be prosecuted with reasonable diligence and be completed on or before June 1, 1928

Complete application of the water to the proposed use shall be made on or before October 1, 1929

WITNESS my hand this 25th day of October, 1926

R H E A L U P E R
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 5303, Oregon Laws.