

* Permit No. 7931

APPLICATION FOR A PERMIT **CERTIFICATE NO. 10103**

To appropriate the Public Waters of the State of Oregon

I, Tassey Stewart (Name of applicant)
 of Milton (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 (Name of stream)

tributary of

2. The amount of water which the applicant intends to apply to beneficial use is 0.11

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 division is located begins 1000 ft. east and 660 ft. north of the (Give distance and bearing to section corner)

$\frac{1}{4}$ section corner between on the south side of Sec. 35, Tp. 6 N., R. 35 E.

being within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 35, 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 ditch (Main ditch, canal or pipe line) to be 600 ft. long

miles in length, terminating in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 35, 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 Stewart Ditch

DESCRIPTION OF WORKS

DIVERSION WORKS— Plow furrow along north side of Fruitland tract to catch waste water

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 heddgate _____ (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.

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, \$5.00.....
- 13. Construction work will begin on or before June 1st, 1927.....
- 14. Construction work will be completed on or before July 1st, 1927.....
- 15. The water will be completely applied to the proposed use on or before July 1, 1928.....

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

(Signed) Massey Stewart
(Name of applicant)
Box 296
Milton, Oregon.

Signed in the presence of us as witnesses:

- (1) Aubrey E. Perry _____, Pendleton, Oregon.
(Name) (Address of witness)
- (2) _____, _____
(Name) (Address of witness)

Remarks: _____

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 _____, 192_____.

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

STATE ENGINEER.

Application No. 11469

Permit No. 7931

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 11th day of May,

1927, at 1:00 o'clock P.M.

Returned to applicant for correction:

Corrected application received:

Approved:

May 26, 1927.

Recorded in Book No. 26 of Permits, on page 7931

RHEA LUPER

STATE ENGINEER.

1 map ACFP

\$4.35

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 waste water from SW 1/4 SE 1/4, Section 35, Tp. 6 N. R. 35 E., W.M., for irrigation purposes, 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 stream 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 0.11 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is May 11, 1927.

Actual construction work shall begin on or before May 26, 1928 and shall thereafter be prosecuted with reasonable diligence and be completed on or before June 1, 1929.

Complete application of the water to the proposed use shall be made on or before October 1, 1930.

WITNESS my hand this 26th day of May, 1927.

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.