

To Appropriate the Public Waters of the State of Oregon

I, B. C. Heyduck and Ielia Pattie Heyduck
(Name of applicant)
of Elgin, (Postoffice), County of Union,
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
no

1. The source of the proposed appropriation is Phillips Creek
(Name of stream)
Grande Ronde River, tributary of

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

3. The use to which the water is to be applied is irrigation of 5 acres
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of division is located The Southeast quarter of the Northwest quarter
(Give distance and bearing to section corner)
of Section 16, Twp. 1 N. R. 39 E.7.M.

being within the 16 of Sec. 16, Tp. 1 North,
(Give smallest legal subdivision) (No. N. or S.)
R. 39 E., W. M., in the county of Union
(No. E. or W.)

5. The main ditch to be 200 feet
(Main ditch, canal or pipe line)
miles in length, terminating in the SW 1/4 NW 1/4 of Sec. 16, Tp. 1 N.,
(Smallest legal subdivision) (No. N. or S.)
R. 39 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
Heyduck Irrigation Ditch

DESCRIPTION OF WORKS

DIVERSION WORKS—

7. (a) Height of dam 2 1/2 feet, length on top 30 feet, length at bottom
20 feet; material to be used and character of construction logs
(Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate wood-boards
(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) 2 feet feet; width on bottom 16 inches feet; depth of water six inches feet; grade one feet fall per one hundred 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 five acres, located in each smallest legal subdivision, as follows: Sec. 16, Twp. 1 N. R. 39 E.W.M. (Give area of land in each smallest legal subdivision which you intend to irrigate)

(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. (No. N. or S.) (No. E. or W.) (Legal subdivision)

(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, \$ none
- 13. Construction work will begin on or before water has been used since 1905
- 14. Construction work will be completed on or before completed many years ago.
- 15. The water will be completely applied to the proposed use on or before
Water has been used for irrigation for past 22 years.

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

B. C. Heyduck
(Name of applicant)
Iela Pattie Heyduck

Signed in the presence of us as witnesses:

- (1) Jesse Drum _____ Elgin, Oregon _____
(Name) (Address of witness)
- (2) U. F. Weiss _____ " " _____
(Name) (Address of witness)

Remarks: Water has been used upon this land for the past 22 years, or since 1905, for the irrigation of lands thereon. The ditch is constructed all upon applicants lands, and the water is taken from Phillips Creek at a location where the creek crossed the applicants lands.

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. 11588

Permit No. 8030

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 25th day of June, 1927, at 1:00 o'clock P.M.

Returned to applicant for correction:

Corrected application received:

Approved:

July 14, 1927

Recorded in Book No. 27 of Permits, on page 8030

RHEALUPER

STATE ENGINEER.

1 map ACFP

\$9.50

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 Phillips 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 0.06 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is June 25, 1927

Actual construction work shall begin on or before July 14, 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 14th day of July, 1927

RHEALUPER

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.