

PERMIT NO. 8389

APPLICATION FOR A PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

We, Frank Heiney, Hannah M. Heiney, and Richard Heiney, of Gresham, County of Multnomah, and 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:

1. The source of the proposed appropriation is a large spring, known as the 'HEINEY SPRING' and seepage water passing through a gulch near said Spring, and all of which is tributary to the Willamette River.

2. The amount of water which the applicants intend to apply to beneficial use is two (2) cubic feet per second.

3. The use to which the water is to be applied is for domestic use and for irrigation on a small scale.

4. The point of diversion is located as follows:

587.7 feet South and 222.2 feet West of the Northeast corner of the Southwest Quarter of the Northeast Quarter of Section 21, Township 1 South, Range 3 East of the Willamette Meridian, and of the seepage water is 789.2 feet South and 139 feet West of the Northeast corner of the Southwest Quarter of the Northeast Quarter of Section 21, Township 1 South, Range 3 East of the Willamette Meridian, being within the Southwest Quarter of NE $\frac{1}{4}$ of Section 21, Township 1 South, Range 3 East of the Willamette Meridian, in the County of Multnomah, State of Oregon.

5. The proposed pipe line conveying water to be approximately 2000 feet in length, terminating in the Northwest Quarter of Section 21, Township 1 South, Range 3 East of the Willamette Meridian, Multnomah County, Oregon, as indicated on the accompanying map.

6. The name of the ditch, canal or other works is (No name given as this is a private domestic water system.)

DESCRIPTION OF WORKS

DIVERSION WORKS--

7. (a) Height of dam not to exceed two (2) feet, and of wood construction. The water from these springs has been used for domestic use, irrigation and a log pond and for sawmill purposes for the past twenty-five years, and supplies the applicants and several neighbors

for domestic and house use and for irrigation on a small scale.

(b) Description of headgate (None required).

CANAL SYSTEM--

8. None other than wood or iron pipe sufficient to convey the flow of these springs.

IRRIGATION--

9. The land to be irrigated consists of garden plots located in the Northwest Quarter of Section 21, Township 1 South, Range 3 East of the Willamette Meridian, Multnomah County, Oregon.

POWER, MINING, MANUFACTURING, OR TRANSPORTATION PURPOSES--

10. (a) Total amount of power to be developed. (None).

MUNICIPAL SUPPLY--

11. None. (Private Domestic System).
12. Estimated costs of proposed works (None at present. Work is all completed.)
13. Construction work will begin on or before (Completed).
14. Construction work will be completed on or before (Completed).
15. The water will be completely applied to the proposed use on or before (Has been applied to these uses for several years past.).

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

Frank Heiney

Hannah M. Heiney

Richard Heiney
APPLICANTS

Signed in the presence of us
as witnesses:

(1) C. E. Schneider
(Name)
(2) E. W. Stratton
(Name)

Gresham, Oregon
(Address of Witness)
Gresham, Oregon
(Address of Witness)

STATE OF OREGON,)
) ss.
COUNTY OF MARION,)

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 5th Day of April, 1928.

WITNESS my hand this 5th day of March, 1928.

Rhea Luper
State Engineer HB

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 herin granted is limited to the appropriation of water from Heiney Spring and seepage water passing through a gulch near said spring for domestic purposes including garden irrigation.

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, or its equivalent in case of rotation. The priority date of this permit is April 6, 1927.

Actual construction work shall begin on or before April 12, 1929, and shall thereafter be prosecuted with reasonable diligence and be completed on or before June 1, 1930.

Complete application of the water to the proposed use shall be made on or before October 1, 1931.

WITNESS my hand this 12th day of April, 1928.

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.

Application No. 11404

Permit No. 8389

PERMIT

TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE OF
OREGON

Division No. _____

District No. _____

This instrument was first
received in the office of
the State Engineer at Salem,
Oregon, on the 6th day of
April, 1927, at 8:30 o'clock
A.M.

Returned to applicant for Cor-
rection: March 5, 1928

Corrected application received:
March 21, 1928

Approved: April 12, 1928

Recorded in Book No. 28, of Permit
on page 8389.

Rhea Luper,
State Engineer

1 map ACFP \$8.00