

* Permit No. 8503

CERTIFICATE NO. 8037

APPLICATION FOR A PERMIT

To appropriate the Public Waters of the State of Oregon

I, Earl Haney (Name of applicant) of Wallowa (Postoffice), County of Wallowa, 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 Maxwell's Pond. Is seepage water from (Name of stream) Bear Creek, tributary of Bear Creek

2. The amount of water which the applicant intends to apply to beneficial use is 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 (Give distance and bearing to section corner)

being within the NE 1/4 NE 1/4 of Sec. 15, Tp. 1 N., R. 42 E., W. M., in the county of Wallowa (Give smallest legal subdivision) (No. N. or S.)

5. The Ditch (Main ditch, canal or pipe line) to be about 500 feet Addition to Wallowa, Oregon miles in length, terminating in the Block 3 in Evergreen of Sec. (Smallest legal subdivision) (No. N. or S.)

6. The name of the ditch, canal or other works is Billings Ditch (No. E. or W.) the proposed location being shown throughout on the accompanying map.

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 Lumber (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) one 1/2 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 1/2 acres, located in each smallest legal subdivision, as follows: Lots 13, 14, 15, 16, and 17 in Block 3 in Evergreen Addition to Wallowa, Oregon

(Give area of land in each smallest legal subdivision which you intend to irrigate)

1/2 acre in the SW 1/4 SW 1/4 Sec. 11, T. 1 N., R. 42 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)

_____, 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, \$
- 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

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

Earl Haney
(Name of applicant)

Signed in the presence of us as witnesses:

- (1) L. Couch, Wallowa, Oregon
(Name) (Address of witness)
- (2) E. M. Biggs, Wallowa, Oregon
(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:

Correction and fees.

In order to retain its priority, this application must be returned to the State Engineer, with corrections, on or before June 20th, 1928...

WITNESS my hand this 18th day of May, 1928...

Thea Luper
HB STATE ENGINEER.

Application No. 12085

Permit No. 8503

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 17th day of May, 1928, at 11:00 o'clock P.M.

Returned to applicant for correction:

May 18, 1928

Corrected application received:

May 21, 1928

Approved:

June 12, 1928

Recorded in Book No. 28 of Permits, on page 8503

R. H. E. A. L. U. P. E. R. 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 Maxwell's Pond, Formed by seepage water from Bear 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 0.006 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is May 17, 1928

Actual construction work shall begin on or before June 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 June, 1928.

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 5803, Oregon Laws.