

* Permit No. 8546

APPLICATION FOR A PERMIT

CERTIFICATE NO. 8656

To appropriate the Public Waters of the State of Oregon

I, Mary H. Atkinson and Joseph A. Atkinson her husband, of Union, 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

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

2. The amount of water which the applicant intends to apply to beneficial use is surplus and overflow waters to be used on real property as hereinafter described. cubic feet per second.

3. The use to which the water is to be applied is irrigation of 10 acres as described in Paragraph 9. (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of division is located Water to be taken out of Israel Ditch at a point approximately 60 rods west of the Southeast corner of the SW 1/4 of Sec. 7, Twp. 4 S.R. 40, E.W.M., said Israel Ditch being taken out of said Little Creek at approximately the center of Section 18, same township and range, running thence North along the quarter line and west of the Cove-Union Highway to the North line of said Section 18, running thence west along the section line between said Secs. 7 and 18. being within the of Sec. of Tp. R. W. M., in the county of Union

5. The said Israel Ditch is an old and established ditch. The said point of diversion is about 220 rods from the intake of said ditch. miles in length, terminating in the of Sec. of Tp. R. W. M., the proposed location being shown throughout on the accompanying map.

6. The name of the ditch, canal or other works is Water taken from Israel Ditch as above set forth.

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 heddgate Applicants now have established water right from Israel Ditch for 4 1/2 acres beginning at the point of diversion as hereinabove described, and will use said surplus water through said headgates and ditch as now used in connection with said water right.

* 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) 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 10 acres acres, located in each smallest legal subdivision, as follows: Commencing at the southwest corner of the NE 1/4 of the SW 1/4 of Sec. 7, Twp. 4 south range 40, E.W.M., Union County, Oregon; running thence north 80 rods, thence east 20 rods, thence south 80 rods, thence west 20 rods to the place of beginning. Being the W 1/2 of the W 1/2 of the NE 1/4 of the SW 1/4 of said Sec. 7.

Said surplus waters have been used upon the above described tract by applicants since the year 1909, and if possible would ask that the right as granted be dated from that time.

(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. (Legal subdivision) (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.

.....
(Name of applicant)
J.A. ATKINSON
.....
MARY H. ATKINSON
.....

Signed in the presence of us as witnesses:

- (1) ERNEST KOHLER Union, Oregon.
(Name) (Address of witness)
- (2) OSMOND ORTON Union, Oregon.
(Name) (Address of witness)

Remarks: As above set forth these applicants are the owners of the tract described and also of a 4 1/2 acre tract adjoining the same on the south and extending to the point of diversion. Applicants have a water right from Israel Ditch for the said 4 1/2 acres with headgates situated on the ditch, and have been using the same for almost twenty years, and also applicants own the ten acres described, and have been using surplus waters on the said 10 acres for approximately 20 years, taking the same out through the same headgates and ditch as with the established water right, so there are no new irrigation works to be made in connection with said water right. Applicants realize that they will not have any right to water during the dryer seasons but the use of the surplus waters is of value to their property, and this application is made for the purpose of getting the use of such surplus waters.

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, 192.....

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

STATE ENGINEER.

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Application No. 12151

Permit No. 8546

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 22nd day of June

1928, at 1:00 o'clock P.M.

Returned to applicant for correction:

Corrected application received:

Approved:

July 30, 1928

Recorded in Book No. 28 of Permits, on page 8546

RHEA LUPER

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 Little 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 .13 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is June 22, 1928

Actual construction work shall begin on or before July 30, 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 30th day of July, 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.