

*Permit No. 9065
APPLICATION FOR A PERMIT

CERTIFICATE NO. 8123

To appropriate the Public Waters of the State of Oregon

I, C. H. Bearstler (Name of applicant)
of Route No. 1, Freewater, County of Umatilla,
(Postoffice)
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 from the East 1/2 of the
SE 1/4 of the NW 1/4 of Sec. 26 Tp. 6 N., R. 35 EWM (Name of stream)
Walla Walla River, tributary of

2. The amount of water which the applicant intends to apply to beneficial use is
1/10 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 diversion is located along the North line of the East Half of
(Give distance and bearing to section corner)
the Southeast Quarter of the Northwest Quarter of Sec. 26, Tp. 6 N., R. 35 EWM

being within the SE 1/4 NW 1/4 of Sec. 26, 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 to be about 600 feet
(Main ditch, canal or pipe line)
miles in length, terminating in the NE 1/4 NW 1/4 of Sec. 26, 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

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)

Simply a waste ditch from land of Mr. Avey

(b) Description of headgate
(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) 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 8 acres, located in each smallest legal subdivision, as follows:

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

8 acres within the NE 1/4 NW 1/4, Sec. 26 Tp. 6 North, Range 35 EWM

(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 completed.....
- 14. Construction work will be completed on or before"
- 15. The water will be completely applied to ~~the~~ proposed use on or before Has been used for the
past twenty years.....

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

C. H. Baerstler
(Name of applicant)

Signed in the presence of us as witnesses:

- (1) R. Dale Potter Freewater, Oregon
(Name) (Address of witness)
- (2) Ollen E. Troyer
(Name) (Address of witness)

Remarks: Applicant has a one acre water right from the Walla Walla
River thru the L. Walla Walla and one of the Crockett Branches. This eight acres
is in addition to the one acre right.

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. 1 2 7 4 1

Permit No. 9 0 6 5

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, Ore-

gon, on the 20th day of May,

1929, at 8:00 o'clock A.M.

Returned to applicant for correction:

Corrected application received:

Approved:

June 28, 1929

Recorded in book No. 30 of

Permit on page 9 0 6 5

R H E A L U P E R

STATE ENGINEER

7 p. 181 e

\$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 Waste Water, tributary of Walla Walla River 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 0.1 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is May 20, 1929

Actual construction work shall begin on or before June 28, 1930, and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1931.

Complete application of the water to the proposed use shall be made on or before October 1, 1932.

WITNESS my hand this 28th day of June, 1929

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.