

# To appropriate the Public Waters of the State of Oregon

I, Judge Ed. L. Bryan (Name of applicant)  
of Caldwell (Postoffice), County of Canyon,  
State of Idaho, 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 Muddy Creek (Name of stream)  
Marys River and Willamette River, tributary of

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

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

4. The point of diversion is located 11.0 chains north and 10 ch. east of the  
(Give distance and bearing to section corner)  
quarter corner on south line of Sec. 4 for domestic use and irrigation, 11 ch.  
north and 9 1/2 east of said corner for irrigation and domestic use, all in T. 14 S.,  
R. 5 W. of the Will. Mer.

being within the SW 1/4 of the SE 1/4 of Sec. 4, Tp. 14 S.  
(Give smallest legal subdivision) (No. N. or S.)  
R. 5 W., W. M., in the county of Benton  
(No. E. or W.)

5. The pipe line (Main ditch, canal or pipe line) to be 1400 ft.  
miles in length, terminating in the SW 1/4 of SE 1/4 of Sec. 4, Tp. 14 S.  
(Smallest legal subdivision) (No. N. or S.)  
R. 5 W., 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 Bryan water supply

## DESCRIPTION OF WORKS

### DIVERSION WORKS—

7. (a) Height of dam 3 feet, length on top 30 feet, length at bottom  
feet; material to be used and character of construction earth or timber  
(Loose rock, concrete, masonry,  
rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate Merely a small dam for forming a pool for pumping  
(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.

Water is to be pumped from the creek directly to the distribution pipes or ditches on the land to be irrigated. The distance of pipe intake for domestic use is 100 ftl from hse.

FILL IN THE FOLLOWING INFORMATION WHERE THE WATER IS USED FOR

IRRIGATION—

9. The land to be irrigated has a total area of ..... 7 ..... acres, located in each smallest legal subdivision, as follows:

(Give area of land in each smallest legal subdivision which you intend to irrigate) SW 1/4 of the SE 1/4 of Sec. 4, T. 14 S., R. 5 W.

(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)

Tp. ...., 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, \$ 300.00
- 13. Construction work will begin on or before Nov. 1, 1929
- 14. Construction work will be completed on or before Nov. 1, 1931
- 15. The water will be completely applied to the proposed use on or before Nov. 1, 1932

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

Ed. L. Bryan  
(Name of applicant)

Signed in the presence of us as witnesses:

- (1) Hugh N. Caldwell, Caldwell, Idaho  
(Name) (Address of witness)
- (2) R. A. Russell, Caldwell, Idaho  
(Name) (Address of witness)

Remarks: So far as the domestic uses, irrigation of lawn, garden watering of stock, etc., are concerned, this application is not made for the purpose of initiating a new use, but for the purpose of declaring a use that has been in operation by the applicant, and immediate predecessors for a period of more than Seventy-Eight (78) years, last past.

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. 13054

Permit No. 9379

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 7th day of October 1929, at 8:00 o'clock A.M.

Returned to applicant for correction:

Corrected application received:

Approved:

January 15, 1930

Recorded in book No. 31 of Permit on page 9379

R H E A L U P E R

STATE ENGINEER

2 p. 26 a.

\$14.50

STATE OF OREGON, )
County of Marion, ) ss.

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 Muddy Creek, a tributary of Marys River for domestic and irrigation purposes.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 0.14 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is October 7, 1929

Actual construction work shall begin on or before January 15, 1931 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1932

Extended to Oct. 1, 1933
Extended to Oct. 1, 1934

Complete application of the water to the proposed use shall be made on or before October 1, 1933

WITNESS my hand this 15th day of January, 1930

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.