

To Appropriate the Public Waters of the State of Oregon

I, F. A. Phillips
(Name of applicant)
of Baker, County of Baker,
(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, spring and/or seepage water
(Name of stream)

, tributary of Powder River

2. The amount of water which the applicant intends to apply to beneficial use is five

cubic feet per second.

3. The use to which the water is to be applied is Irrigation and stock use

(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located N 65 degrees W, 1800' and N 65 W, 2100' from S.E.
(Give distance and bearing to section corner)

Cor. of Sec. 30, T. 8 S., R. 43 E.W.M. S 25 degrees E, 2500' from N.W. Cor. of Sec. 30,
T. 8 S., R. 43 E.W.M. and S 45 degrees W, 100'; and N 5 degrees W, 700' and N 25 degrees
W, 1800' from S.W. Cor. of Sec. 19, T. 8 S., R. 43 E.W.M.

being within the _____ of Sec. _____, Tp. _____,
(Give smallest legal subdivision) (No. N. or S.)

R. _____, W. M., in the county of Baker
(No. E. or W.)

5. The _____ to be _____

(Main ditch, canal or pipe line)

miles in length, terminating in the _____ of Sec. _____, Tp. _____,
(Smallest legal subdivision) (No. N. or S.)

R. _____, 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 Rocks, rails, brush and
(Loose rock, concrete, masonry,
earth 2' to 4' in height. Excess water, if any, will pass over dam or down ditch
rock and brush, timber crib, etc., wasteway over or around dam)

from which it can return to natural channel which in all cases is dry except in
irrigation season.

(b) Description of headgate Open ditch.

(Timber, concrete, etc., number and size of openings)

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.

The above appropriated water is to be diverted through the Phillips ditches which head in Powder River and in Balm Creek. These two ditches supply water to the lands listed in paragraph 9.

FILL IN THE FOLLOWING INFORMATION WHERE THE WATER IS USED FOR
IRRIGATION—

9. The land to be irrigated has a total area of 432 acres, located in each smallest legal subdivision, as follows:

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

NE of NW	40 acres
SE of NW	40
NE of SW	40
SE of SW	21
SW of SW	27
NW of SE	40
NE of SE	5
SW of SE	32
SE of SE	27 all in S. 25, T. 8 S., R. 42 E.W.M.
NW of NW	31 acres
NE of NW	35
SE of NW	6
NW of NE	38
SW of NE	21
SE of NE	29 all in S. 31, T. 8 S., R. 43 E.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)

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, \$ 1500.00 (\$1000.00 already expended on ditches and dams)

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 Waste water from the Nelson and Russ Ingle ranches used since 1917. Waste water from the Steward ranch used since 1919.

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

F. A. Phillips

(Name of applicant)

Signed in the presence of us as witnesses:

(1) L. R. Stockman _____, Baker, Oregon
(Name) (Address of witness)

(2) A. A. Smith _____, Baker, Oregon
(Name) (Address of witness)

Remarks: The original source of this waste water is the Phillips and Ingle ditch which in turn diverts water from Goose and Eagle Creeks and Echo and Traverse Lakes. The waste water from the Steward ranch comes from the Steward ditch which diverts water from Balm Creek and Balm Creek reservoir. The amount appropriated from the coulee in SW $\frac{1}{4}$ of NW $\frac{1}{4}$ Sec. 30, T. 8 S., R. 43 E.W.M. is 5.0 s.f. From coulee in SW $\frac{1}{4}$ of SE $\frac{1}{4}$ Sec. 30, T. 8 S., R. 43 E.W.M. is 2.5 s.f. From coulees in NE $\frac{1}{4}$ of NE $\frac{1}{4}$ Sec. 25 and SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec. 24, T. 8 S., R. 42 E.W.M. is 2.5 s.f. and from the coulee in the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec. 24, T. 8 S., R. 42 E.W.M. is 2.5 s.f. These flows are not continuous and depend upon the irrigation of the above lying land. Neither will water be flowing in all the coulees at the same time. The above appropriated water is for a supplementary supply to be used upon land irrigated through ditches from Powder River and from Balm Creek. The appropriated water under this application will not exceed 5.0 s.f. at any one time.

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: _____

Amendments and balance of fees _____

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before November 8th, 1929.

WITNESS my hand this 8th day of October, 1929.

RHEA LUPER

STATE ENGINEER

W

Application No. 1 3 0 5 8Permit No. 9 3 5 0

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 7th day of Oct.,

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

Returned to applicant for correction:

October 8, 1929.

Corrected application received:

November 4, 1929.

Approved:

March 6, 1930.

Recorded in book No. 31 of

Permit on page 9 3 5 0

R H E A L U P E R

STATE ENGINEER

9 p. 235 h

\$36.60

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 waste, spring and/or seepage water, tributary of Powder River for irrigation and stock use 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 5.0 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 March 6, 1931, and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1932.

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

WITNESS my hand this 5th day of March, 1930.

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.