

*Enlargement Permit No. 78

APPLICATION FOR A PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

I, Elsie W Grubb (Name of Applicant)

of Carson (Postoffice), County of Baker

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.

None

1. The source of the proposed appropriation is Pine Creek (Name of stream)

2. The appropriation to be made by the enlargement (or extension) of The Curry Irrigation Ditch

(Give name or canal or works to be enlarged)

owned by Refer Application No. 682, John H. Irwin, Clark Grubb, A. R. Curry, J. V. MARTIN, Herman Davis, Carl Zimmerman and J. F. Garrett

3. The amount of water which the applicant intends to apply to beneficial use is 1/4 of one cubic feet per second, which amount is in addition to the present claimed appropriation.

4. The use to which the water is to be applied is

Irrigation

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

Location and Description of Ditch or Works which it is Proposed to Enlarge or Extend—

5. (a) The point of diversion from the stream is S 23° E 1909 ft. to SE. cor. Sec. 15 Tp. 7 S. R. 45 E. W. M. See Application No. 682 on file. (Give distance and bearing to section corner)

for all information following

(b) The headgate is located within the NE 1/4 SE 1/4 (Smallest legal subdivision)

of Sec. 15, Tp. 7 S, R. 45 E, W. M., in the county of Baker (No. N. or S.) (No. E. or W.)

(c) Said Ditch is 4 miles in length and terminates in the SW 1/4 NE 1/4 (Ditch, canal or flume)

of Sec. 2, Tp. 8 S, R. 45 E (Smallest legal subdivision)

W. M., the proposed location being shown throughout on the accompanying map. See field notes with application No. 682

(d) The dimensions of said ditch just below the headgate are: Width on top (at water line) feet; width on bottom feet; depth of water feet; grade feet fall per 1000 feet, having a maximum safe capacity of cubic feet per second.

(e) Said ditch now serves to irrigate the following described land:

Total area of 705 acres, described in Application No. 682

(If not used for irrigation, give purpose for which said ditch is used, extent of power developed, mines served, etc.)

*A different form of application is provided for new appropriations, and where storage works are contemplated. These forms can be secured without charge, together with instructions, by addressing the State Engineer, Salem, Oregon.

Compared L. A.

(f) The total area now irrigated from said ditch is 705 acres.

(g) The diversion works of said ditch are described as follows: S 23° E 1909 ft. to SE cor. Sec. 15 Twp. 7 S. R. 45 E. W. M. Loose boulders piled in stream.

(If any, give character of dam, height, length on top and bottom; spillway over or around dam)

Spillway is over dam.

Description of Proposed Enlargement—

6. (a) The diversion dam, after enlargement Will remain unchanged. (Will remain unchanged,

In connection with Application No. 682 or if changed, give height, length, character of material, etc.)

(b) The dimensions of ditch just below the headgate, when enlarged to be: Width on top (at large enough to carry 7 cubic feet of water per second water line) 5 feet; width on bottom 4 feet; depth of water 16 in. feet; grade 6 feet fall per 1000 feet.

(c) At 3 miles from headgate: Width on top (at water line) 4.8" feet; width on bottom 3.8" feet; depth of water 16" inches; grade 6 feet fall per 1000 feet. (Give further dimensions at points where changed in dimensions)

(d) The ditch or canal as enlarged to be 4 miles in length, terminating in the NW 1/4 NE 1/4 of Sec. 2, Tp. 8 S, R. 45 E, W. M. (Give smallest legal subdivision)

(e) The head of the proposed extension is located

(If proposed work is extension of the original ditch or a ditch tapping same, locate by tie to Government corner)

Fill in the Following Information, where the Water Appropriated is to be Used for:

Irrigation—

7. The land to be irrigated by the proposed extension or enlargement has a total area of 20 acres, located in each smallest legal subdivision, as follows: 8 acres in South East Quarter of the SE Quarter of Sec 35, Tp 7 South, Range 45 E. W. M. and

(Give estimated irrigable acreage in each smallest legal subdivision of land which it is proposed to irrigate)

12 acres in the NE Quarter of the NE 1/4 Sec 2 Tp 8 South Range 45, E. W. M. in Baker Co., Oregon.

(If more space required, attach separate sheet)

Power, Mining, Manufacturing or Transportation Purposes—

8. (a) Total amount of power to be developed horsepower.

(b) Total fall to be utilized feet.

(Head)

THIS AGREEMENT, Made and entered into this 21st day of Sept. 1910, by and between John H. Irwin, Clark Grubb, E. W. Dunn, Administrator of the Estate of Annie R. Curry, Deceased, J. V. Martin, Herman Davis, Charles Zimmerman, & J. F. Irwin, of Baker County, Oregon, owners of what is known as "The Curry Irrigation Ditch," parties of the first part, and Elsie W. Grubb of Baker County, Oregon, party of the second part

WITNESSETH: That the said parties of the first part, for, and in consideration of the covenants and agreements herein contained to be kept and performed by the party of the second part, hereby consent to the enlargement or extension of said Curry Irrigation Ditch to sufficient size to carry the additional water which may be appropriated, and for which permission has been obtained from the State Engineer to appropriate to second party.

In consideration of this agreement or consent by first parties, second party hereby agrees to pay her portion of all the expense of the survey, with former Application No. 682 earlier applied for, also with the same for enlarging and of regrading said ditch from Carson Creek to the head.

Said expense to be paid by second party in proportion to the amount of water she applies for and obtains.

It is also agreed between the parties hereto, that both the first and second parties are to share the expense of rebuilding flumes in proportion to the amount of water used by each individual consumer.

This agreement to be binding upon the heirs, executors, administrators, and assigns of the parties hereto.

Executed in the presence of

Porter S. Curry

J V Martin

(SEAL)

(SEAL)

E W DUNN, Adm. Estate A R Curry (SEAL)

JOH IRWIN

(SEAL)

per J F Irwin

(SEAL)

Clark Grubb

(SEAL)

J F Irwin

(SEAL)

(SEAL)

Carson, Oregon, Sept. 21, 1910.

We, John H. Irwin, Clark Grubb, E. W. Dunn, Administrator of the Estate of Annie R. Curry, Deceased, J. V. Martin, Herman Davis, J. F. Irwin, and Charles Zimmerman, sole owners of the Curry Irrigation Ditch taking water from Main Pine Creek, in the SE 1/4 of Section 15, Township 7 South, Range 45, E. W. M., do hereby give our free and voluntary consent to the enlargement or extension of, and to the use of water

Compared S. A.

through the said ditch by Elsie W. Grubb, according to the terms of this enlarged permit.

J W Miner

J V Martin

Clark Grubb

E W Dunn Adm. A R Curry Estate

John H Irwin

per J F Irwin

J F Irwin

(c) The nature of the works by means of which the power is to be developed.....

located in....., Sec....., Tp....., R....., W. M.
(Legal subdivision)

(d) The use to which the power is to be applied is.....

(e) The nature of the mines to be served.....

Municipal Supply—

9. To supply the city of.....

.....County, having a present population of.....and an
estimated future population of.....in 19.....

10. Estimated cost of the proposed extension or enlargement \$.....

11. Construction work will begin on or before..... 1 year after date of approval

12. Construction work will be completed on or before..... 2 yrs. after approval

13. The water will be completely applied to a beneficial use on or before..... 2 yrs. after approval.

Duplicate maps of the original canal or other works, showing also the enlargement or extension, prepared in accordance with the rules of the Board of Control, accompany this application.

Elsie W. Grubb
(Name of Applicant)
Carson, Ore.

Signed in the presence of us as witnesses:

(1) E W Dunn, Halfway, Oregon
(Name) (Address of Witness)
(2) Flossie E. Dunn, Halfway, 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:

In order to retain its priority, this application must be returned to the State Engineer, with corrections, on or before....., 19.....

WITNESS my hand this..... day of....., 19.....

State Engineer.

Compared d. a

Application No. 1075

Enlargement Permit No. 78

PERMIT

To appropriate the public waters of the State of Oregon

Division No. 2 District No.

This instrument was first received in the office of the State Engineer at Salem, Oregon,

on the 16 day of Nov

19 10, at 1:00 o'clock P M.

Returned to applicant for correction

Corrected application received

Approved

Jan 28 1911

Recorded in Book No. 1 of Enlargements

on Page 78

John H Lewis

\$6.00

State Engineer

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:

The appropriation for irrigation purposes shall be limited to one-eightieth of one cu. ft. per sec. for each acre irrigated.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 100 (0.25) cubic feet per second.

Actual construction work shall begin on or before Jun 28 1912

and shall thereafter be prosecuted with reasonable diligence and be completed on or before Jan 28 1913

Complete application of the water to the proposed use shall be made on or before

Jan 28 1914

WITNESS my hand this 28th day of January, 1911

John H Lewis

State Engineer.