

*APPLICATION FOR A PERMIT

To appropriate the Public Waters of the State of Oregon

We, Robert D. Shook, as Trustee for Margaret Shook, deceased; Robert D. Shook, as executor of the Estate of Margaret Shook, deceased; Robert D. Shook, individually and Daisy Shook, Mary Elizabeth Kellogg, Lillie Wilson and May Moore

(Name of applicant) Baker, Oregon and Eureka, California, County of ... State of ...

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 Seepage, drainage and overflow from waters of Waterbury and Dry Gulch Ditches through Dry Gulch Draw, a tributary of Powder River

2. The amount of water which the applicant intends to apply to beneficial use is sufficient to properly irrigate the lands hereafter described, this application being supplemental to Certificate for 8/10th cu. ft. per sec.

**3. The use to which the water is to be applied is irrigation supplemental to said previous right which has proven insufficient properly to irrigate said lands.

4. The point of diversion is located about 10 ft. N and about 500 ft. E from the SW corner of SE 1/4 SW 1/4 Sec. 21, T. 9 S., R. 45 E.W.M.

(If there is more than one point of diversion, each must be described. Use separate sheet if necessary) being within the SE 1/4 SW 1/4 of Sec. 21, Tp. 9 S, R. 45 E, W. M., in the county of Baker

5. The ditch to be 1 1/4 miles in length, terminating in the SE 1/4 SE 1/4 of Sec. 29, Tp. 9 S, R. 45 E, W. M., the proposed location being shown throughout on the accompanying map.

DESCRIPTION OF WORKS

DIVERSION WORKS—

6. (a) Height of dam ... feet, length on top ... feet, length at bottom ... feet; material to be used and character of construction

(b) Description of headgate timber - one opening 3 ft. in width by 1 ft in depth and one at head of ditch same size, to be constructed immediately

(c) If water is to be pumped give general description

* A different form of application is provided where storage works are contemplated. ** Applications for permits to appropriate water for the generation of electricity, with the exception of municipalities, must be made to the Hydroelectric Commission.

CANAL SYSTEM OR PIPE LINE—

7. (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) about 4 feet; width on bottom about 3 feet; depth of water 1 feet; grade $\frac{1}{4}$ " to rod feet fall per one thousand feet.

(b) At 1 miles from headgate: width on top (at water line) 2 feet; width on bottom 18 feet; depth of water 1 feet; grade $\frac{1}{4}$ " to rod feet fall per one thousand feet.

(c) Length of pipe, _____ ft.; size at intake, _____ in.; size at _____ ft. from intake _____ in.; size at place of use _____ in.; difference in elevation between intake and place of use, _____ ft. Is grade uniform? _____ Estimated capacity, _____ sec. ft.

8. Location of area to be irrigated, or place of use _____

Township	Range	Section	Forty-acre Tract	Number Acres To Be Irrigated	
9 S	45 E	28	SW $\frac{1}{4}$ SW $\frac{1}{4}$	13.5	
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	12.5	
			SE $\frac{1}{4}$ SW $\frac{1}{4}$	5	
		29	SE $\frac{1}{4}$ SE $\frac{1}{4}$	2	
			28	SW $\frac{1}{4}$ SW $\frac{1}{4}$	24
				NW $\frac{1}{4}$ SW $\frac{1}{4}$	7
			<u>64.0</u>		

(If more space required, attach separate sheet)

(a) Character of soil sandy loam

(b) Kind of crops raised hay and grain

POWER OR MINING PURPOSES—

9. (a) Total amount of power to be developed _____ theoretical horsepower.

(b) Quantity of water to be used for power _____ sec. ft.

(c) Total fall to be utilized _____ feet.
(Head)

(d) The nature of the works by means of which the power is to be developed _____

(e) Such works to be located in _____ of Sec. _____,
(Legal subdivision)

Tp. _____, R. _____, W. M.
(No. N. or S.) (No. E. or W.)

(f) Is water to be returned to any stream? _____
(Yes or No)

(g) If so, name stream and locate point of return _____
_____, Sec. _____, Tp. _____, R. _____, W. M.
(No. N. or S.) (No. E. or W.)

(h) The use to which power is to be applied is _____

(i) The nature of the mines to be served _____

MUNICIPAL OR DOMESTIC SUPPLY—

10. (a) To supply the city of
..... County, having a present population of
(Name of)
and an estimated population of in 193.....

(b) If for domestic use state number of families to be supplied

(Answer questions 11, 12, 13, and 14 in all cases)

11. Estimated cost of proposed works, \$ Expects to utilize existing works

12. Construction work will begin on or before completed

13. Construction work will be completed on or before now completed

14. The water will be completely applied to the proposed use on or before immediately

Robert D. Shook, Trustee for Margaret Shook, deceased, Robert D. Shook, executor of
the Estate of Margaret Shook, deceased, Robert D. Shook, individually and Daisy Shook,
Mary Elizabeth Kellogg, Lillie Wilson, and May Moore

(Signature of applicant)

By Robert D. Shook, Trustee and Executor and
one of said Common Owners.

Signed in the presence of us as witnesses:

(1) Blaine Hallock Baker, Oregon
(Name) (Address of witness)

(2) James T. Donald " "
(Name) (Address of witness)

Remarks: This application is supplemental to a previous right evidenced by
Water Certificate, dated August 27th, 1927, to Victor O. Wilson for 0.8 cubic foot
per second and covering the same lands described in this application. The water
allowed by the previous certificate has proven insufficient to properly and thoroughly
irrigate the premises involved, and this application is made for sufficient additional
water to properly accomplish such irrigation.

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

In order to retain its priority, this application must be returned to the State Engineer, with
corrections on or before August 28, 1934

WITNESS my hand this 28th day of July, 1934

CHAS. E. STRICKLIN

STATE ENGINEER

Application No. 15448

Permit No. 11348

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 16th day of July, 1934, at 8:00 o'clock A.M.

Returned to applicant:

Corrected application received:

Approved:

September 28, 1934

Recorded in book No. 38 of

Permits on page 11348

CHAS. E. STRICKLIN

STATE ENGINEER

Drainage Basin No. 9 Page 235 i

Fees Paid \$14.60

STATE OF OREGON, } ss. County of Marion.

PERMIT

This is to certify that I have examined the foregoing application and do hereby grant the same, subject to existing rights and the following limitations and conditions:

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed 1.60 cubic feet per second measured at the point of diversion from the stream, or its equivalent in case of rotation with other water users, from seepage, drainage and overflow waters of Waterbury and Dry Gulch Ditches through Dry Gulch Draw

The use to which this water is to be applied is irrigation

If for irrigation, this appropriation shall be limited to 1/40th of one cubic foot per second or its equivalent for each acre irrigated, shall not exceed 3 acre feet per acre throughout the irrigation season from April 1, to October 1, 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, and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

The priority date of this permit is July 16, 1934

Actual construction work shall begin on or before September 28, 1935 and shall thereafter be prosecuted with reasonable diligence and be completed on or before Oct. 1, 1936

Complete application of the water to the proposed use shall be made on or before Oct. 1, 1937

WITNESS my hand this 28th day of September, 1934

CHAS. E. STRICKLIN

STATE ENGINEER