

22306

* APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, J. E. PROWELL, 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

- 1. The source of the proposed appropriation is Powder River and seepage and waste from irrigation, a tributary of W 1/2 Sec. 25, T. 8 S. R. 40 E. W. M., 2. The amount of water which the applicant intends to apply to beneficial use is 3 1/2 cubic feet per second, both sources, if either available or one-half from each. **3. The use to which the water is to be applied is irrigation, stock and domestic.

4. The point of diversion is located 25 ft. south and 111 ft. east from the SW corner of SW 1/4 NW 1/4 Sec. 9, T. 9 S. R. 40 E. W. M. as to Powder River appropriation, and 25 ft. east of SE 1/4 of SW 1/4 Sec. 21, T. 8 S. R. 40 E. W. M. on the south line of said section as to seepage and waste appropriation

being within the NW 1/4 SW 1/4 of Sec. 9, Tp. 9 S., R. 40 E., W. M., in the county of Baker as to Powder River appropriation and on S line, Sec. 21, Twp. 8 S. R. 40 E., as to seepage and waste 5. The Wisdom Chambers and Prowell Ditches to be used as to Powder River appropriation have been in use for many years; and a new ditch for seepage in length, terminating in the and waste water will be constructed as shown, R. 40 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 Constructed many years ago from Powder River (b) Description of headgate (c) If water is to be pumped give general description

*A different form of application is provided where storage works are contemplated. **Application 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) 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.

(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
8 S	40 E	24	NE $\frac{1}{4}$ SW $\frac{1}{4}$	25
			SE $\frac{1}{4}$ SW $\frac{1}{4}$	40
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	35
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	40
				<u>140</u>

(If more space required, attach separate sheet)

(a) Character of soil loam

(b) Kind of crops raised hay and grain and grasses

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 19.....

(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, \$..... 100.....
- 12. Construction work will begin on or before Oct. 1st, 1947,.....
- 13. Construction work will be completed on or before Oct. 31st, 1947,.....
- 14. The water will be completely applied to the proposed use on or before Oct. 1st, 1948.....

(Sgd) J. E. Prowell.....
(Signature of applicant)

Remarks: Applicant is the owner of the east half of the southwest.....
..... quarter and the west half of the southeast quarter of Section 24,
..... Township 8 South, Range 40 East W. M. in Baker County, Oregon,
..... which carries no present water right. He and his wife, Florence
..... Prowell, also own land in the east half of Section 25, same township
..... and range, carrying adjudicated water rights from Powder River,
..... which land is served by what is known as the Prowell Ditch. The
..... land in the east half of Sec. 25, presents a general slope to the
..... west and north; during the irrigation season some seepage and waste
..... water works across this land toward the west which applicant expects
..... to pick up by constructing a ditch along the west line of his pro-
..... perty in the east half of said Sec. 25, which will enable him to
..... carry any seepage or waste water in a northerly direction upon the
..... said land in said Sec. 24. Applicant owns rights in the Wisdom-Cham-
..... bers Ditch of which the Prowell Ditch is an extension. Hence he includes
..... in this application also the right to appropriate water from Powder River
..... to be carried through the Wisdom-Chambers Ditch and the Prowell Ditch on
..... to the said land in Sec. 24.

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 and completion.....

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before May 31....., 1947....

WITNESS my hand this 30th..... day of April....., 1947....

CHAS. E. STRICKLIN.....
STATE ENGINEER

By (Sgd) Ed K. Humphrey
Ed K. Humphrey, Assistant
mio

Application No. 22461

Permit No. 17712

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 22nd day of April, 1947, at 1:00 o'clock P.M.

Returned to applicant:

Corrected application received:

Approved:

July 3, 1947

Recorded in book No. 43 of Permits on page 17712

CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. 9 Page 26 and 31 B

Fees Paid \$27.00

PERMIT

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 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 3.50 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 Powder River and seepage and waste being 1.75 c.f.s. from Powder River and 1.75 c.f.s. from seepage and waste water

The use to which this water is to be applied is irrigation, stock and domestic

If for irrigation, this appropriation shall be limited to 1/40th of one cubic foot per second or its equivalent for each acre irrigated, and shall also be limited to the water available at the proposed point of diversion, and shall not carry with it the right to compel the continuance of the waste water provided that applicant shall not divert any water for domestic and stock use in addition to that to which he is entitled for irrigation

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 April 22, 1947

Actual construction work shall begin on or before July 3, 1948 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1949

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

October 1, 1950

WITNESS my hand this 3rd day of July, 1947.

CHAS. E. STRICKLIN STATE ENGINEER