

*Permit No. 2398

APPLICATION FOR A PERMIT

FILE NO. 2364

To appropriate the Public Waters of the State of Oregon

I, Lester Layton (Name of Applicant)

of Murphy (Postoffice), County of Josephine

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 Not an incorporation

1. The source of the proposed appropriation is Applegate River (Name of stream)

, tributary of

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

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

4. The point of diversion is located (Give distance and bearing to section corner)

being within the NE 1/4 of the NW 1/4 of Sec. 25, Tp. 38 S (Give smallest legal subdivision) (No. N. or S.)

R. 4 W, W. M., in the county of Jackson (No. E. or W.)

5. The Ditch to be 5 miles in (Main ditch, canal or pipe line)

length, terminating in the SE of SW of Sec. 17, Tp. 38 S, R. 4 W (Smallest legal subdivision) (No. N. or S.) (No. E. or W.)

W. M., the proposed location being shown throughout on the accompanying map.

6. The name of the ditch, canal or other works is New Berryman Ditch

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 (Loose rock, concrete,

masonry, rock and brush, timber crib, etc., wasteway over or around dam)

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

*A different form of application is provided where an appropriation is to be made by the enlargement of existing works, or 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.

FILL IN THE FOLLOWING INFORMATION WHERE THE WATER IS USED FOR:

IRRIGATION—

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

Sec. 17 T 38 S R 4 W

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

NW 1/4 SE 1/4 1 acre;

SW 1/4 SE 1/4 5 acres,

SE 1/4 SW 1/4 19 acres.

(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....., and an
(Name of)
estimated population of..... in 191....

(Answer questions 12, 13, 14, and 15 in all cases)

- 12. Estimated cost of proposed works, \$..... No data available
- 13. Construction work will begin on or before One year
- 14. Construction work will be completed on or before Two years
- 15. The water will be completely applied to the proposed use on or before..... March 1st, 1920

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

Lester Layton

(Name of applicant)

Signed in the presence of us as witnesses:

- (1) Charlie Ward Murphy, Oreg.
(Name) (Address of witness)
- (2) George W Learned Provolt, Oregon
(Name) (Address of witness)

Remarks: The applicant has purchased a one-twelfth interest in the new Berryman ditch, and contemplates the use of said ditch which is of record in the office of State Engineer, for the purpose of conveying the water for which application is herein made, from the Applegate River to his land as herein described. The said ditch has a capacity such that it will not need to be enlarged.

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....., 191....

WITNESS my hand this..... day of....., 191....

State Engineer.

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Application No. 4185
Permit No. 2398

PERMIT
TO APPROPRIATE
THE PUBLIC WATERS OF
THE STATE OF OREGON

Division No. 1 District No.

This instrument was first received
in the office of the State Engineer at
Salem, Oregon, on the 1
day of April, 1915,
at 1:30 o'clock P.M.

Returned to applicant for correction

Corrected application received

Approved:
May 3 1915

Recorded in Book No. 9 of
Permits, on Page 2398
John H Lewis

McC 1 map \$6.75 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: 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 amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 0.31 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is Apr 1, 1915

Actual construction work shall begin on or before May 3, 1916 and shall thereafter be prosecuted with reasonable diligence and be completed on or before

Complete application of the water to the proposed use shall be made on or before October 1, 1918

WITNESS my hand this 3d day of May 1915, 1915
John H Lewis
State Engineer.

Permits for power development are subject to the limitation of franchise and the payment of annual fees as provided in Chapter 200, Session Laws of 1911. Chapter 221, Session Laws of 1909