

* Permit No. 2945

CERTIFICATE NO. 2334

APPLICATION FOR A PERMIT

To appropriate the Public Waters of the State of Oregon

I, Jesse Newton (Name of Applicant)

of Payette (Postoffice), County of Canyon

State of Idaho, 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 Diversion No. 1 an unnamed natural draw in NE 1/4 SW 1/4 Section 35; Diversion No. 2 an unnamed natural draw in W 1/2 NW 1/4 Section 36, all T 16 S R 47 E. W. M. Snake River tributary of

2. The amount of water which the applicant intends to apply to beneficial use is One and 48/100 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 No. 1 is 742 ft. S of West 1/4 corner Sec. 36, No. 2 is S 26° 34' E 1455 feet from the NW cor. Sec. 36

being within the NW 1/4 of SW 1/4 and SW 1/4 NW 1/4 of Sec. 36, Tp. 16 S, R. 47 E, W. M., in the county of Malheur

5. The main ditch to be to be 3/4 miles in length, terminating in the NE 1/4 NW 1/4 of Sec. 36, Tp. 16 S, R. 47 E

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

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

DESCRIPTION OF WORKS

DIVERSION WORKS—

7. (a) Height of dam No dam feet, length on top feet, length at bottom feet; material to be used and character of construction

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

(b) Description of headgate No headgate (Timber, concrete, etc., number and size of openings)

* A different form of application is provided 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) 4 feet; width on bottom level between points of div. with 2 feet; depth of water 1 feet; grade North of diversion No. 2 is 1 ft. per 1000

(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 74 acres, located in each smallest legal subdivision, as follows: Lots 1 and 2, NW 1/4 SW 1/4, SW 1/4 NW 1/4, All Section 36 T 16 S R 47 E.W.M. as follows: (Give area of land in each smallest legal subdivision which you intend to irrigate)

- 11 A NE NW
28 A SE NW
12 A SW NW
23 A NW SW Sec. 36
Total 74 acres.

(If more space is 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, \$ 400.
- 13. Construction work will begin on or before June 1st, 1916
- 14. Construction work will be completed on or before May 1st, 1917
- 15. The water will be completely applied to the proposed use on or before.....
: July 1st, 1918

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

Jesse H Newton

(Name of applicant)

Signed in the presence of us as witnesses:

- (1) C P Lattig Payette, Idaho.
(Name) (Address of witness)
- (2) W C Sturdevant Payette, Idaho
(Name) (Address of witness)

Remarks: The water supply in these two draws comes from the waste in irrigating in Sections 26 and 35 and is very irregular in flow, it is desired therefore to divert and use an equivalent to a constant flow of 1/50 cubic foot per second per acre.

The water comes from the Payette-Oregon Slope Irrigation District.

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.

Application No. 4934
Permit No. 2945

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 29
day of May, 1916
at 8:30 o'clock a.m.

Returned to applicant for correction

Corrected application received

Approved:

Jun 12 1916

Recorded in Book No. 11 of
Permits, on Page 2945

John H Lewis

1 map RS \$14.10 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 use of the water under this permit shall be limited to water for irrigation purposes.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 0.93 cubic feet per second, or its equivalent in case of rotation.

The priority date of this permit is May 29, 1916

Actual construction work shall begin on or before June 12 1917

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

June 1, 1918

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

October 1, 1919

WITNESS my hand this 12th day of June, 1916

John H Lewis

State Engineer.

Permits for power development are subject to the limitation of franchise as provided in Sec. 6633, Lord's Oregon Laws, and the payment of annual fees as provided in Chapter 213, Laws of 1915.