

\* Permit No. 3015

CERTIFICATE NO. 3421

APPLICATION FOR A PERMIT

To appropriate the Public Waters of the State of Oregon

I, Dan Davis (Name of Applicant)

of Sumpter, County of Baker (Postoffice)

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 water described in Exhibit "A", tributary of Snake River

2. The amount of water which the applicant intends to apply to beneficial use is One 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 in the Southeast Quarter of the Southeast Quarter (SE 1/4 SE 1/4) Section 32, Township 9 South, Range 37 E.W.M.

being within the SE 1/4 SE 1/4 of Sec. 32, Tp. 9 S (Give smallest legal subdivision) (No. N. or S.)

R. 37 E, W. M., in the county of Baker (No. E. or W.)

5. The Main ditch, canal or pipe line to be miles in length, terminating in the of Sec. 19, Tp. 10 S, R. 38 E (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 McEwen Valley Irrigation 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 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 Forty acres, located in each smallest legal subdivision, as follows:

(Give area of land in each smallest legal subdivision which you intend to irrigate) The Southwest Quarter of the Northwest Quarter (SW 1/4 NW 1/4) of Section 19, Township 10 South, Range 38 E.W.M. in Baker County, Oregon, containing Forty (40) 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.....

(Name of).....County, having a present population of....., and an

estimated population of.....in 191....

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

12. Estimated cost of proposed works, \$.....

13. Construction work will begin on or before .....

14. Construction work will be completed on or before.....

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

Water has been applied since 1888

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

Dan Davis

(Name of applicant)

Signed in the presence of us as witnesses:

- (1) S O Correll Baker, Oregon
(Name) (Address of witness)
(2) D E Burnstead Baker, Oregon
(Name) (Address of witness)

Remarks: EXHIBIT "A"

The Southwest Quarter of the Northwest Quarter (SW 1/4 NW 1/4) of Section 19, Township 10 South, Range 38 E.W.M., in Baker County, Oregon, has for a number of years last past, been irrigated by seepage waters from the Ditch owned and operated by the McEwen Valley Irrigation Co., said seepage waters being assembled on the Southeast Quarter of the Northeast Quarter (SE 1/4 NE 1/4) and the Northeast Quarter of the Southeast Quarter (NE 1/4 SE 1/4) Section 24, Township 10 South, Range 37 E.W.M., and from said points conveyed by draws to and upon the said premises.

My predecessor in interest, G F Gardner, failed to make proof of water right for this Forty-acre tract, and I hereby ask for a permit to irrigate the same from said seepage waters, and from waters carried from said Powder River to said premises through said McEwen Valley Irrigation Ditch.

The McEwen Valley Irrigation Co. Ditch is as shown on your map in the Powder River adjudication.

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:.....

For answer to Questions 1 and 4 & maps

In order to retain its priority, this application must be returned to the State Engineer, with corrections, on or before August 7, 1916

WITNESS my hand this 8th day of July, 1916

John H Lewis

RJS

State Engineer.

Application No. 5006  
Permit No. 3015

**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 1st  
day of July, 1916,  
at 1:30 o'clock a.m.

Returned to applicant for correction  
July 8, 1916

Corrected application received  
July 12, 1916

Approved:  
Jul 24 1916

Recorded in Book No. 11 of  
Permits, on Page 3015

John H Lewis

1 map RS \$9.00  
State Engineer.

STATE OF OREGON,  
County of Marion } ss.

NOTE: Attention is called to the fact that waste or  
seepage water is probably not subject to appro-  
priation until the same reaches some natural  
water course.

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 bene-  
ficial use and not to exceed 0.5 cubic feet per second, or its equivalent in case of  
rotation. The priority date of this permit is July 1, 1916

Actual construction work shall begin on or before July 24, 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 24th day of July, 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.