

SUPERSEDED
CERTIFICATE NO. 45053 + 48359
CERTIFICATE NO. 5312

3031

* Permit No.

APPLICATION FOR A PERMIT

To appropriate the Public Waters of the State of Oregon

I, Lester Layton (Name of Applicant)

of Murphy, Josephine County 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 a corporation

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

2. The amount of water which the applicant intends to apply to beneficial use is Two .40 sec. ft. through New Berryman cubic feet per second. One and .60 sec. ft through proposed Lester Layton Ditch.

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 1172 ft. South from NE cor. Sec. 21 Twp. 38 S (Give distance and bearing to section corner) R 4 W.W.M.

being within the NE 1/4 NE 1/4 of Sec. 21, Tp. 38 S (Give smallest legal subdivision) (No. N. or S.)

R. 4 W, W. M., in the county of Jackson

5. The ditch to be 3/4 miles in length, terminating in the SW 1/4 of NW 1/4 of Sec. 21, 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 Lester Layton 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) 4 feet; width on bottom 3 feet; depth of water 1.5 feet; grade 1.00 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 83.48 acres, located in each smallest legal subdivision, as follows:

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

28.89 acres in NW 1/4 of NW 1/4

21.09 acres in SW 1/4 of NW 1/4 of Sec. 21, and

11.87 acres in SE 1/4 of NE 1/4,

21.63 acres in NE 1/4 of NE 1/4 of Sec. 20,

All in Twp. 38 S R 4 W. W. M.

(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.)

Yes

(e) Is water to be returned to any stream? _____

(Yes or No)

(f) If so, name stream and locate point of return Applegate River

17 and 20

Sec. _____, Tp. 38 S, R. 4 W, 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, \$ 1,000.00.....

13. Construction work will begin on or before Oct. 1, 1916.....

14. Construction work will be completed on or before Oct. 1, 1918.....

15. The water will be completely applied to the proposed use on or before.....
Oct. 1, 1921

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) R A Dean, Grants Pass, Oregon
(Name) (Address of witness)

(2) H H Basen Grants Pass, Oregon
(Name) (Address of witness)

Remarks: The applicant is the owner of a 1/12 interest in the "New Berryman" ditch, which is of record in the office of the State Engineer. There is in the SW 1/4 of the NW 1/4 of Sec. 21 Twp. 38 S R 4 W.W.M. 16.25 acres as shown on the accompanying map, which it is desired to irrigate; this land lies at such an elevation that it is impossible to irrigate it from the proposed "Lester Layton" ditch; also one second foot per eighty acres is not sufficient to irrigate the sandy alluvial soil of the Applegate Valley, therefore the applicant asks for an additional appropriation of 40/100 sec. ft. for the purpose of irrigating the above described 16.25 acres, said waters to be conducted through the "New Berryman" ditch.

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. 5069

Permit No. 3031

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 21 day of July, 1916, at 1:30 o'clock P.M.

Returned to applicant for correction

Corrected application received

Approved: Aug. 2, 1916

Recorded in Book No. 11 of Permits, on Page 3031

John H Lewis State Engineer. 1 map RS \$15.52

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 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 1.05 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is July 21, 1916

Actual construction work shall begin on or before Aug. 2 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 2d day of August, 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.