

*Permit No. 3521

5061

APPLICATION FOR A PERMIT

To appropriate the Public Waters of the State of Oregon

I, N D Brown (Name of Applicant)

of Halfway (Postoffice), County 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 Baker Mines Company, formerly the Cornucopia Mines Co. of N.Y., tributary of Pine Creek

2. The amount of water which the applicant intends to apply to beneficial use is 1 1/4 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 N 15° 15' E 2016 ft. from the S 1/4 Sec. cor. of Sec. 28 and N 8° 20' W, 620 ft. from the S 1/4 sec. cor. of Sec. 21, Twp. 6 South, Range 45 East W.M.

being within the NW 1/4 of the SE 1/4 of Sec. 28, SE 1/4 of the SW 1/4 of Sec. 21, Tp. 6 South (Give smallest legal subdivision) (No. N. or S.)

R. 45 East W. M., in the county of Baker

The diversion will be through the main channel of Pine Creek about 8 miles and through the main ditch and laterals of the Posey Valley Ditch Co., about 9 miles

5. The ~~miles in length~~ terminating in the SE 1/4 of the NE 1/4 of Sec. 18, Tp. 8 South (Main ditch, canal or pipe line) (Smallest legal subdivision) (No. N. or S.)

R. 46 East W. M., the proposed location being shown throughout on the accompanying map. (No. E. or W.)

6. The name of the ditch, canal or other works is N D Brown's Diversion

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)

No new diversion works

*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 200 acres, located in each smallest legal subdivision, as follows:

- (Give area of land in each smallest legal subdivision which you intend to irrigate)
40 acres in the NE 1/4 of the SW 1/4 of Sec. 25 Twp 7 South, Range 45 East, W.M.
40 acres in the NE 1/4 of the NW 1/4
40 acres in the SE 1/4 NW 1/4
40 acres in the NW 1/4 NE 1/4 and
40 acres in the SW 1/4 NE 1/4 of Sec. 18 Twp 8 South Range 46 East, W.M.

(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) _____, 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..... Construction now completed.....
- 14. Construction work will be completed on or before
- 15. The water will be completely applied to the proposed use on or before.....
(Now completely applied.)

Duplicate maps of the proposed ditch or other works, prepared in accordance with the rules of the State Water Board, accompany this application. Not required for 1 $\frac{3}{4}$ sec. ft.

N D Brown

(Name of applicant)

Signed in the presence of us as witnesses:

- (1) Chas. J Shelton _____ Halfway, Oregon
(Name) _____ (Address of Witness)
- (2) V E Layne _____ Halfway, Ore.
(Name) _____ (Address of Witness)

Remarks: Applicant has deeds from The Cornucopia Mines Co. of New York for the water which it is intended to divert, and also deeds from the Baker Mines Company for the said water.

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. 5742

Permit No. 3521

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 12 day of September, 1917, at 1:30 o'clock P.M.

Returned to applicant for correction

Corrected application received

Approved:

Sep 25 1917

Recorded in Book No. 13 of Permits, on Page 3521

John H Lewis State Engineer.

1 map RS \$23.00

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 1.75 cubic feet per second, or its equivalent in case of rotation.

The priority date of this permit is September 12, 1917

Actual construction work shall begin on or before September 25, 1918 and shall thereafter be prosecuted with reasonable diligence and be completed on or before

June 1, 1919

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

October 1, 1921

WITNESS my hand this 25th day of Sept, 1917

John H Lewis

State Engineer.

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