

*Permit No. 353

APPLICATION FOR A PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

I, O. C. Maxwell
(Name of Applicant)

of Elgin, County of Union
(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.....
(Name of stream)

"Dry" or Phillips Creek.

2. The amount of water which the applicant intends to apply to beneficial use is Five (5)
miner's inches cubic feet per second.

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

Irrigation

4. The point of diversion is located Com. at a point on Dry or Phillips Creek about
80 yards in a Northwesterly direction from a point 40 rods S. of the NW cor. of the
SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ Sec. 16 Tp 1 N. R. 39 E. W. M.
being within the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec. 17, Tp. 1 N
(Give smallest legal subdivision) (No. N. or S.)

R. 39 E, W. M., in the County of Union
(No. E. or W.)

5. The main ditch to be about 46 rods
(Main ditch, canal or pipe line)

miles in length, terminating in the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Sec. 16, Tp. 1 N,
(Smallest legal subdivision) (No. N. or S.)

R. 39 E, 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.....

O. C. Maxwell 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,

Rock and brush

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

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

Small dam of rock and brush

*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 1000 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 1000 feet.

Fill in the Following Information Where the Water is Used for:

Irrigation—

9. The land to be irrigated has a total area of Three (3).....acres, located in each smallest legal subdivision, as follows: In the SW 1/4 of the NW 1/4 of Sec. 16 Tp 1 N R 39 E W. M.

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

I, A. J. Parks, the sole owner of the East half of the Northeast quarter of Section Seventeen, Township One North, Range thirty-nine East of the Willamette Meridian, hereby give my consent to the establishment of a dam and ditch and flume and the use of water through the same, on, over and across the aforesaid premises; said dam to be located at a point on what is known as "Dry" or Phillips Creek, about one hundred yards west of a point about forty rods South of the Northwest corner of the Southwest quarter of the Northwest quarter (if more space required, attach separate sheet) of Section Sixteen, Township One North of Range 39 E. W. M., thence following the bank of said Creek in an Easterly direction a distance of about one hundred yards to

10. (a) Total amount of power to be developed..... horsepower. the lands of said O. C. Maxwell.

(b) Total fall to be utilized.....feet.

Dated, Elgin, Oregon, 28th June, 1910 (Head)

(c) The nature of the works by means of which the power is to be developed.....

A. J. Parke.

(d) Such works to be located in.....of Sec. (Legal subdivision)

Tp. (No. N. or S.), R. (No. E. or W.), W. M.

(e) Is water to be returned to any stream?..... (Yes or No)

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

Sec., Tp. (No. N. or S.), R. (No. E. or W.), W. M.

(g) The use to which the 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 estimated
(Name of) population of.....in 19.....

12. Estimated cost of proposed works, \$... 100.00.....

13. Construction work will begin on or before..... 1st, September 1910.....

14. Construction work will be completed on or before..... 1st, July 1911.....

15. The water will be completely applied to the proposed use on or before.....
..... 1st, July 1911.....

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

O C Maxwell
.....
(Name of Applicant)

Signed in the presence of us as witnesses:

(1) C N Towner, Elgin, Oregon
(Name) (Address of Witness)

(2) H H Hug, Elgin, Oregon
(Name) (Address of Witness)

Remarks: The proposed ditch will all be on the lands of the applicant with exception of first 80 yards; a small dam is proposed at point of diversion, then flume about 40 rods then diverging ditches on either side of the County Road irrigating about 1½ acres on each side of said County road. The work will commence in Sept. this year during low water & fluming installed before 1st July next year to be in readiness for irrigation about 1st July next.

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....., 19.....

WITNESS my hand this.....day of....., 19.....

State Engineer.

Application No. 814

Permit No. 353

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 6 day of July

1910, at 1:00 o'clock P.M.

Returned to applicant for correction

Corrected application received

Approved

Aug 4 1910

Recorded in Book No. 1 of Permits on

Page 353.

John H Lewis

3.45

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:

The appropriation for irrigation purposes shall be limited to one-eightieth of one cu. ft. per sec. for each acre irrigated.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 4/100ths of one cubic feet per second.

Actual construction work shall begin on or before Aug 4, 1911 and shall thereafter be prosecuted with reasonable diligence and be completed on or before

Aug 4, 1912

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

Aug 4, 1913

WITNESS my hand this 4th day of August, 1911.

John H Lewis

State Engineer.