

*Permit No. 3596

CERTIFICATE NO. 2171

APPLICATION FOR A PERMIT

To appropriate the Public Waters of the State of Oregon

I, W R Mascall (Name of Applicant) of Dayville (Postoffice), County of Grant 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 Cottonwood Creek (Name of stream), tributary of John Day River

2. The amount of water which the applicant intends to apply to beneficial use is .25 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 75 E 490 ft. from the S 1/4 corner of Section 7 T 13 S R 26 E.W.M. and, S 2 00 W - 1200 ft. from the S 1/4 corner of Section 7 T 13 S R 26 E.W.M. (Give distance and bearing to section corner)

being within the SW 1/4 SE 1/4 NE 1/4 NW 1/4 of Sec. 18, Tp. 13 S (No. N. or S.)

R. 26 E, W. M., in the county of Grant (No. E. or W.)

5. The ditches to be 1/4 & 3/8 (Main ditch, canal or pipe line) miles in length, terminating in the NW 1/4 SE 1/4 SW 1/4 SE 1/4 of Sec. 7, Tp. 13 S (Smallest legal subdivision) (No. N. or S.)

R. 26 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 Bob's Ditch Birch Ditch

DESCRIPTION OF WORKS

DIVERSION WORKS—

7. (a) Height of dam 1 feet, length on top 6 feet, length at bottom 4 feet; material to be used and character of construction Brush and earth & rock (Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate A timber box 1 X 1 ft. A timber box 1 X 1 ft. (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) 1.33 feet; width on bottom 1.5 feet; depth of water .5 feet; grade 1.5 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 10.0 acres, located in each smallest legal subdivision, as follows:

- (Give area of land in each smallest legal subdivision which you intend to irrigate)
5.0 acres in the SW 1/4 SE 1/4 of Sec. 7 T 13 S R 26 E.W.M.
1.5 acres in the NW 1/4 NE 1/4 of Section 18, and
3.5 acres in the NE 1/4 NW 1/4 of Section 18 T 13 S R 26 E.W.M. and
1 acre in the SW 1/4 SE 1/4 and
5.4 acres in the NW 1/4 SE 1/4 of Section 7 T 13 S R 26 E.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) estimated population of..... in 191....

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

12. Estimated cost of proposed works, \$ 100.00

13. Construction work will begin on or before Ditch completed

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 used for an indeterminate period

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

W R Mascall

(Name of applicant)

Signed in the presence of us as witnesses:

(1) O R Mascall
(Name) (Address of Witness)

(2) W W Mascall
(Name) (Address of Witness)

Remarks: This ditch is at present completed and water in use. Ditch was built in May, 1917. Application not made before for reason that it was not practicable to do so.

Bob's ditch was built and the water applied to the land at some uncertain period previous to this time by a renter of the land. I have reason to believe that that period was subsequent to the passage of the water code of this State, and therefore wish to apply for water in the usual way at this time.

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. 5844

Permit No. 3596

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 19 day of November, 1917, at 8:30 o'clock A.M.

Returned to applicant for correction

Corrected application received

Approved:

Nov 30 1917

Recorded in Book No. 13 of Permits, on Page 3596

John H Lewis State Engineer.

1 map RS

5.55

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 right to the use of water herein granted is limited to irrigation purposes.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 0.21 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is November 19, 1917

Actual construction work shall begin on or before November 30, 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, 1920

WITNESS my hand this 30th day of November, 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.