

SUPERSEDED
CERTIFICATE NO. ~~40237~~

63036
~~52197~~

*Permit No. 4036

SUPERSEDED
CERTIFICATE NO. ~~44104~~

CERTIFICATE NO. ~~2970~~

Also see Cert. 7355

APPLICATION FOR A PERMIT

To appropriate the Public Waters of the State of Oregon

I, J M Simas (Trustee)
(Name of Applicant)
of Monument, County of Grant
(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 North Fork of the John Day River
(Name of stream)
tributary of John Day River

2. The amount of water which the applicant intends to apply to beneficial use is 4.4 for
Irrigation
5 for rams cubic feet per second.

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

4. The point of diversion is located N 65 46' W - 4028.5 ft.
(Give distance and bearing to section corner)

being within the SW 1/4 of the NE 1/4 of Sec. 7, Tp. 9 S
(Give smallest legal subdivision) (No. N. or S.)
R. 27 E, W. M., in the county of Grant
(No. E. or W.)

5. The main ditch to be 5.17
(Main ditch, canal or pipe line)
miles in length, terminating in the SW 1/4 NE 1/4 of Sec. 16, Tp. 9 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
Simas Ditch

DESCRIPTION OF WORKS

DIVERSION WORKS—

7. (a) Height of dam 5 feet, length on top 245.0 feet, length at bottom 200 feet; material to be used and character of construction

Concrete with plank closing openings between piers, wasteway over dam
(Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate Concrete, one opening 3 ft. by 4 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) 6 feet; width on bottom 2 feet; depth of water 2 feet; grade .6 feet fall per one thousand feet.

(b) At 2 miles from headgate. Width on top (at water line) 5 feet; width on bottom 2 feet; depth of water 1.5 feet; grade 0.6 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 352.0 acres, located in each smallest legal subdivision, as follows:

- (Give area of land in each smallest legal subdivision which you intend to irrigate)
8 acres in the SW 1/4 NE 1/4
38 acres in the SE 1/4 NE 1/4,
5 acres in the NW 1/4 SE 1/4,
27 acres in the NE 1/4 SE 1/4
In Section 16 T 9 S R 26 E.W.M.
28 acres in the SW 1/4 NW 1/4
24 acres in the SE 1/4 NE 1/4
40 acres in the NW 1/4 SW 1/4,
40 acres in the NE 1/4 SW 1/4,
4 acres in the SW 1/4 SW 1/4,
5 acres in the SE 1/4 SW 1/4
28 acres in the NW 1/4 SE 1/4
7 acres in the SW 1/4 NE 1/4
In Sec. 15 T 9 S R 26 E.W.M.
15 acres in the NE 1/4 SW 1/4
5 acres in the SE 1/4 NW 1/4
11 acres in the NE 1/4 NE 1/4
2 acres in the SE 1/4 NE 1/4
3 acres in the SW 1/4 NE 1/4
In Section 14 T 9 S R 26 E.W.M.
3 acres in the NW 1/4 NW 1/4
Section 13 T 9 S R 26 E.W.M.
4 acres in the SW 1/4 SW 1/4
8 acres in the SW 1/4 SE 1/4
17 acres in the SE 1/4 SE 1/4
In Section 12 T 9 S R 26 E.W.M.
2 acres in the NE 1/4 NE 1/4 of Section 13 T 9 S R 26 E.W.M.
3 acres in NW 1/4 NW 1/4 Sec. 18 T 9 S R 27 E.W.M.
22 acres in SW 1/4 SW 1/4
3 acres in NW 1/4 SW 1/4 Sec. 7 T 9 S R 27 E.W.M.

POWER, MINING, MANUFACTURING, OR TRANSPORTATION PURPOSES—

10. (a) Total amount of power to be developed theoretical horsepower.
(b) Total fall to be utilized feet.
(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.
(Head)
(Legal subdivision)

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

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

(f) If so, name stream and locate point of return North Fork John Day River in
SW SW Sec 7
NW SE Secs 7 - 15, Tps 27 - 26 S, R. 9 E, W. M.
respectively (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, \$..... 30,000.00.....
- 13. Construction work will begin on or before..... June 1, 1919.....
- 14. Construction work will be completed on or before..... June 1, 1923.....
- 15. The water will be completely applied to the proposed use on or before.....
..... June 1, 1925.....

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

J M Simas (Trustee)
.....
(Name of applicant)

Signed in the presence of us as witnesses:

- (1) John Pryse Prairie City, Ore.
(Name) (Address of Witness)
- (2) Vernon L Glaze Canyon City, Ore.
(Name) (Address of Witness)

Remarks: The appropriator proposes to irrigate 327 acres of land by gravity, and 25 acres by means of rams driven by water from the ditch. The land will require 4.4 cubic feet per sec. for irrigation and in addition the rams will require 5 cubic feet per second which latter quantity is included in this application. The water from the rams will be returned to the North Fork of the John Day River at the points noted on the map.

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. 6398

Permit No. 4036

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 3 day of February, 1919, at 8:30 o'clock A.M.

Returned to applicant for correction

Corrected application received

Approved: Apr 18 1919

Recorded in Book No. 14 of Permits, on Page 4036.

Percy A Cupper State Engineer.

1 map RS \$35.60

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 and for running rams.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 9.4 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is February 3, 1919.

Actual construction work shall begin on or before April 18, 1920 and shall thereafter be prosecuted with reasonable diligence and be completed on or before June 1, 1921.

Complete application of the water to the proposed use shall be made on or before October 1, 1923.

WITNESS my hand this 18th day of April, 1919 Percy A Cupper

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.