

*Permit No. 4111

CERTIFICATE NO. 7083

APPLICATION FOR A PERMIT

To appropriate the Public Waters of the State of Oregon

I, John C Boyer
 (Name of Applicant)
 of Baker, County of Baker
 (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.....

Not a corporation

1. The source of the proposed appropriation is Denny Creek
 (Name of stream)
 tributary of Powder River

2. The amount of water which the applicant intends to apply to beneficial use is 50 inches or
1 $\frac{1}{4}$ cubic feet per second.

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

4. The point of diversion is located 50 yds. South of center South line of NE $\frac{1}{4}$ NW $\frac{1}{4}$
 (Give distance and bearing to section corner)
Sec. 11 Tp. 11 S R 39 E.W.M.

being within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 11, Tp. 11 S
 (Give smallest legal subdivision) (No. N. or S.)
R. 39 E, W. M., in the county of Baker
 (No. E. or W.)

5. The Ditches each to be about $\frac{3}{4}$
 (Main ditch, canal or pipe line)
miles in length, terminating in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 2, Tp. 11 S
 (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 Boyer East Side and Boyer West Side Ditches

DESCRIPTION OF WORKS

DIVERSION WORKS—

7. (a) Height of dam 2 feet, length on top 6 feet, length at bottom 6 feet; material to be used and character of construction Rock
 (Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate 12 inch board in flume tapping creek at head of
 (Timber, concrete, etc., number and size of openings)
one ditch and same size opening at head of West Side ditch.

*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.

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, \$.....
- 13. Construction work will begin on or before.....
- 14. Construction work will be completed on or before
- 15. The water will be completely applied to the proposed use on or before.....

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

John E Boyer
.....
(Name of applicant)
Baker, Oregon
.....

Signed in the presence of us as witnesses:

- (1) **W H Strayer** **Baker, Oregon**
(Name) (Address of Witness)
- (2) **H G Hyde** **Baker, Oregon**
(Name) (Address of Witness)

Remarks: **Both ditches have been constructed for many years and the water has been used on said land in irrigating it for the past 25 years. Did not receive any notice of adjudication proceedings until too late to file claim or intervene. There are no other water rights out of said creek; and make this application to protect my right, all ditches, works and use of the water having been completed for many years.**

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. 6555

Permit No. 4111

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 4 day of June, 1919, at 1:30 o'clock P.M.

Returned to applicant for correction

Corrected application received

Approved: Jun 25 1919

Recorded in Book No. 15 of Permits, on Page 4111

Percy A Cupper State Engineer. 1 map RS \$15.50

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 and domestic purposes including stock use.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 0.64 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is June 4, 1919

Actual construction work shall begin on or before June 25, 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, 1922

WITNESS my hand this 25th day of June, 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. This form approved by the State Water Board, March 11, 1909.