

**CERTIFICATE NO.** 53722

42792

Application No. .... 55948 .....

Permit No. .... **42752**

**RECEIVED** STATE OF OREGON WATER RESOURCES DEPARTMENT

**MAY 20 1977 Application for Permit to Appropriate Surface Water  
RECORDED - DEPT.**

## **WATER RESOURCES DEPT**

**SALEM, OREGON**

RECORDED BY:  
ALEM, OREGON  
*Marvin D. & Mary L. Clegg*

of..... P O Box 172 (Name of Applicant)  
(Mailing Address) North Powder (City)

.....  
M-III - A-11 - 3

100

(Mailing Address) (City)  
State of Oregon, 97867 Phone No. none do hereby  
(Zip Code)

(Mailing Address) 

(City)

*make application for a permit to appropriate the following described waters of the State of Oregon:*

1. The source of the proposed appropriation is.....Powder River  
....., a tributary of.....

2. The point of diversion is to be located 3400 ft. S (N. or S.) and 4600 ft. W (E. or W.)

(N. or S.)

(E. or W.)

from the ..... NE ..... corner of ..... Sec. / ..... (Av. of S.) (E. or W.)  
(Public Land Survey System)

(Public Land Survey Corner)

(If there is more than one point of diversion, each must be described.)

..... being within the SW  $\frac{1}{4}$  of the NW  $\frac{1}{4}$  of the  
Sec. 1 Tp. 75 R. 39 E., W.M. in the county of Baker

*3. Location of area to be irrigated, or place of use if other than irrigation.*

4. The amount of water which the applicant intends to apply to beneficial use is 1/40 th - 0.98  
cubic feet per second.....  
(If water is to be used from more than one source, give quantity from each)

5. The use to which the water is to be applied is irrigation.....

6.

#### DESCRIPTION OF WORKS

Include dimensions and type of construction of diversion dam and headgate, length and dimensions of supply ditch or pipeline, size and type of pump and motor, type of irrigation system to adequately describe the proposed distribution system.

This is under the Travilleon Koester ditch  
which has a rock & log dam with drop  
boards. The ditch is approximately  
8 ft wide by 2 ft deep and 2 miles long  
from point of diversion to point of use on  
this land

If for domestic use state number of families to be supplied .....

7. Construction work will begin on or before.....
8. Construction work will be completed on or before ..... Completed now
9. The water will be completely applied to the proposed use on or before ..... Oct 1 - 1977

Application No. 55948

Permit No. 42792

TEXAS

Remarks: This is under an old established ditch  
and requires no construction

Marvin L Capp - Mary L Capp  
Signature of Applicant  
May 19-1977

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for

In order to retain its priority, this application must be returned to the Water Resources Director with corrections on or before , 19

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

Water Resources Director

By .....

This instrument was first received in the office of the Water Resources Director at Salem, Oregon, on the  
20 day of May , 1977 , at 11:00 o'clock  
A.M.

Application No. 55948

Permit No. ....

42792

ISSUED

Application No. 55948

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## Permit to Appropriate the Public Waters of the State of Oregon

This is to certify that I have examined the foregoing application and do hereby grant the same SUBJECT TO EXISTING RIGHTS INCLUDING THE EXISTING FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD and the following limitations and conditions:

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed ..... 0.98 ..... cubic feet per second measured at the point of diversion from the stream, or its equivalent in case of rotation with other water users, from ..... Powder River.....

The use to which this water is to be applied is ..... irrigation.

If for irrigation, this appropriation shall be limited to ..... 1/40th ..... of one cubic foot per second or its equivalent for each acre irrigated ..... and shall be further limited to a diversion of not to exceed 3½ acre feet per acre for each acre irrigated during the irrigation season of each year,

and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

The priority date of this permit is ..... May 20, 1977

Actual construction work shall begin on or before ..... April 3, 1979 ..... and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1980 .....

Complete application of the water to the proposed use shall be made on or before October 1, 1981 .....

WITNESS my hand this ..... 3rd ..... day of ..... April ..... , 1978 .....

James E. Seaman  
Water Resources Director

B4/C