

\*Permit No. 4363

4949

APPLICATION FOR A PERMIT

To appropriate the Public Waters of the State of Oregon

I, BUTTE CREEK LAND, LIVESTOCK & LUMBER COMPANY, Incorporated (Name of Applicant)

of Fossil, County of Wheeler

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

August 7, 1891, Fossil, Oregon, under laws of Oregon.

1. The source of the proposed appropriation is John Day River (Name of stream)

tributary of Columbia River

2. The amount of water which the applicant intends to apply to beneficial use is

Three 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 2008.5 feet South 21 degrees West of the quarter

(Give distance and bearing to section corner)

corner between Sections 17 and 18 in Township Six South of Range 19 East of the

Willamette Meridian in Wheeler County, Oregon.

being within the SE 1/4 of the SE 1/4 of Sec. 18, Tp. 6 S (No. N. or S.)

R. 19 E, W. M., in the county of Wheeler and the high ditch to be 1/2 mile

5. The main ditch, canal or pipe line to be

miles in length, terminating in the NE 1/4 NE 1/4 of Sec. 18, Tp. 6 S (No. N. or S.)

R. 19 E, W. M., the proposed location being shown throughout on the accompanying map.

6. The name of the ditch, canal or other works is B.C.L.L.S. & L.Co. Ditch

DESCRIPTION OF WORKS

DIVERSION WORKS—

7. (a) Height of dam feet, length on top feet, length at bottom

Water is to be taken from a

feet; material to be used and character of construction—concrete well which connects

to the John Day River by means of 10-inch centrifugal pump, conveyed to flumes

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

one high flume and one low flume.

(b) Description of headgate Water pumped through 10-inch pump to flume, each flume

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

the high and low flume to be large enough so that the end of the flume will contain 6 square feet.

\*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).....feet; width on bottom.....feet; depth of water.....feet; grade.....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 62.9 acres, located in each smallest legal subdivision, as follows:

		(Give area of land in each smallest legal subdivision which you intend to irrigate)
<del>SE 1/4</del>	<del>SE 1/4</del>	<del>Sec. 18 Tp 6 S R 19 E.W.M. 7 acres</del>
<del>NE 1/4</del>	<del>SE 1/4</del>	<del>Sec. 18 Tp 6 S R 19 E.W.M. 23.2</del>
<del>NW 1/4</del>	<del>SE 1/4</del>	<del>Sec. 18 Tp 6 S R 19 E.W.M. 4.00</del>
<del>SE 1/4</del>	<del>NE 1/4</del>	<del>Sec. 18 Tp 6 S R 19 E.W.M. 21.6</del>
<del>SW 1/4</del>	<del>NE 1/4</del>	<del>Sec. 18 Tp 6 S R 19 E.W.M. .9</del>
<del>NE 1/4</del>	<del>NE 1/4</del>	<del>Sec. 18 Tp 6 S R 19 E.W.M. 4.7 acres</del>
<del>NW 1/4</del>	<del>NW 1/4</del>	<del>Sec. 17 Tp 6 S R 19 E.W.M. 1.4 acres</del>
<del>SW 1/4</del>	<del>NW 1/4</del>	<del>Sec. 17 Tp 6 S R 19 E.W.M. .1 acre</del>

(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 estimated population of..... in 191....

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

12. Estimated cost of proposed works, \$ 5,000.00

13. Construction work will begin on or before Jan. 10, 1920

14. Construction work will be completed on or before Low Ditch, March 1, 1920 High Ditch, Jan 10, 1921

15. The water will be completely applied to the proposed use on or before Low ditch by March 1st, 1920, High Ditch by April 1, 1921

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

BUTTE CREEK LAND LIVESTOCK, & LUMBER CO.

(CORPORATE SEAL)

(Name of applicant) by L L Steiwer, Vice-Pres.

H H Hendricks, Sec.

Signed in the presence of us as witnesses:

(1) Carl Hendricks Fossil, Ore. (Name) (Address of Witness)

(2) Ford Hendricks Fossil, Oregon (Name) (Address of Witness)

Remarks: The Low Ditch irrigates the field down the river and is the long field to the North and the High Ditch irrigates the upper field, which is the smaller one on the south of the map.

STATE OF OREGON, } ss. County of Marion,

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. 6963  
Permit No. 4363

**PERMIT**  
TO APPROPRIATE THE PUBLIC  
WATERS OF THE STATE  
OF OREGON

Division No. District No.

This instrument was first received  
in the office of the State Engineer at  
Salem, Oregon, on the 29 day  
of December, 1919  
at 8:30 o'clock A.M.

Returned to applicant for correction

Corrected application received

Approved:  
Jan 15 1920

Recorded in Book No. 15 of  
Permits, on Page 4363

Percy A Cupper  
1 map RS State Engineer.  
\$12.43

STATE OF OREGON, }  
County of Marion, } ss.

This is to certify that I have examined the foregoing application and do hereby grant the same, sub-  
ject to the following limitations and conditions: If for irrigation, this appropriation shall be limited to  
one-eighth 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 0.79 cubic feet per second, or its equivalent in case of  
rotation. The priority date of this permit is December 29, 1919

Actual construction work shall begin on or before January 15, 1921 and shall  
thereafter be prosecuted with reasonable diligence and be completed on or before  
June 1, 1922

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

WITNESS my hand this 15th day of January, 1919

Percy A Cupper  
State Engineer.

Permits for power development are subject to the limitation of franchise as provided in Section 6833, Lord's Oregon Laws, and the  
payment of annual fees as provided in Chapter 213, Session Laws of 1915.