

\*Permit No. 4368

ABSTRACT MADE

APPLICATION FOR A PERMIT

CERTIFICATE NO. 8486  
49742

# To appropriate the Public Waters of the State of Oregon

51360

I, F P Mays  
(Name of Applicant)  
of Tygh Valley, County of Wasco  
(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 Tygh Creek  
(Name of stream)  
White River, tributary of

2. The amount of water which the applicant intends to apply to beneficial use is 2 cubic feet per second. This amount is applied for, owing to the sandy quality of land for 26 acres now under cultivation and an equal amount for 15 acres to be irrigated.

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 at or near the Northwest corner of SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Sec. 3 Tp 4 S Range 13 E.W.M., being within the NW $\frac{1}{4}$  of the SW $\frac{1}{4}$  of said Sec. 3  
(Give distance and bearing to section corner)

being within the 13 E of Sec. 3, Tp. 4 S  
(Give smallest legal subdivision) (No. N. or S.)  
R. 13 E, W. M., in the county of Wasco  
(No. E. or W.)

5. The main ditch to be about 1 $\frac{1}{4}$   
(Main ditch, canal or pipe line)  
SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Sec. 10, Tp. 4 South  
(Smallest legal subdivision) (No. N. or S.)  
R. 13 East 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 Mays' Ditch No. 1

## DESCRIPTION OF WORKS

### DIVERSION WORKS—

7. (a) Height of diversion dam 1 $\frac{1}{2}$  feet, length on top 15 to 20 feet, length at bottom 15 to 20 feet; material to be used and character of construction Loose rock and earth  
(Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate Lumber, 1 opening, width at top 3 $\frac{1}{2}$  feet, bottom 3 feet, depth 1 $\frac{1}{2}$  feet.  
(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) 3 1/2 feet; width on bottom 3 feet; depth of water 1 1/2 feet; grade 4 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.

The size and grade of ditch is practically uniform throughout its length.

FILL IN THE FOLLOWING INFORMATION WHERE THE WATER IS USED FOR:

IRRIGATION—

9. The land to be irrigated has a total area of 41 acres, located in each smallest legal subdivision, as follows:

- (Give area of land in each smallest legal subdivision which you intend to irrigate)
.5 acres in NE 1/4 of NW 1/4
4.9 acres in NW 1/4 of NE 1/4
19. acres in SW 1/4 of NE 1/4
16.6 acres in SE 1/4 of NE 1/4

All in Section 10, Township 4 South, Range 13 East 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 estimated population of..... in 191....

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

12. Estimated cost of proposed works, \$ 100.00 for the ditch already constructed and in use. 400.00 for works yet to be constructed for land not now irrigated;

13. Construction work will begin on or before..... Already completed for all of the 41 acres except 15 acres not yet irrigated. on ditch to serve 15 acres not now irrigated

14. Construction work/will be completed on or before as soon as reasonable labor conditions exist and labor is available for securing same, not later than January 1st, 1923.

15. The water will be completely applied to the proposed use on or before..... January 1st, 1923. The water has already been applied and used on all of the 41 acres with the exception of 15 acres not yet cleared of brush or reduced to cultivation.

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

F P Mays

(Name of applicant)

Signed in the presence of us as witnesses:

(1) B S Huntington 810 Lewis Building, Portland, Ore. (Name) (Address of Witness)

(2) E L Horning 300 Graham Ave. " " (Name) (Address of Witness)

Remarks: The Mays Ditch No. 1 for which I am now making application for water was completed to the SE 1/4 of the NE 1/4 of Section 10, Township 4 South, Range 13 East W.M. and all of the 41 acres with the exception of 15 acres (about 2 acres in the SW 1/4 of the NE 1/4 and the 13 acres in the SE 1/4 of the NE 1/4 of said Sec. 10) was reduced to cultivation and irrigated between the years 1910 and 1915, and the water has ever since been used for the irrigation of all of said lands so reduced to cultivation; the 15 acres not yet cleared are capable of irrigation from said ditch and it was and is my intention to reduce to cultivation said 15 acres as soon as possible considering the difficulty of obtaining labor, and irrigate the same from said ditch.

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. 6973

Permit No. 4368

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 2 day of January, 1920, 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 4368

Percy A Cupper State Engineer. 1 map RS

\$9.15

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 0.51 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is January 2, 1920

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, 1920

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.