

* Permit No. 4497.....

CERTIFICATE NO. 4973

APPLICATION FOR A PERMIT

To appropriate the Public Waters of the State of Oregon

I, A. Braga (Name of Applicant) of Mt. Vernon, County of Grant 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 Cummings Creek (Name of stream)

tributary of John Day River

2. The amount of water which the applicant intends to apply to beneficial use is one foot 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 1793 feet South 4° 30' East from NW corner Sec. 15 T. 13 S. Range 28 E. W. M. (Give distance and bearing to section corner)

being within the SW 1/4 of NW 1/4 of Sec. 15, Tp. 13 S R. 28 E, W. M., in the county of Grant (No. N. or S.)

5. The ditch to be one

miles in length, terminating in the NE 1/4 of NW 1/4 of Sec. 16, Tp. 13 S R. 28 E, W. M., the proposed location being shown throughout on the accompanying map. (Smallest legal subdivision) (No. N. or S.)

6. The name of the ditch, canal or other works is Rocky Glen Ditch

DESCRIPTION OF WORKS

DIVERSION WORKS—

7. (a) Height of dam 4 1/2 feet, length on top 15 feet, length at bottom 12 feet; material to be used and character of construction rock and brush (Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate timber, One opening, two feet wide adjusted so it can be raised or lowered. (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) 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 49 acres, located in each smallest legal subdivision, as follows: (Give area of land in each smallest legal subdivision which you intend to irrigate.)

- NE 1/4 NW 1/4 - 35 acres
NW 1/4 NE 1/4 - 8 "
SW 1/4 NE 1/4 - 2 "
SE 1/4 NE 1/4 - 4 " Total 49 acres

All in Section 16 T 13 S. Range 28 E 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
(Name of) estimated population of _____ in 19_____

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

- 12. Estimated cost of proposed works, \$1,000.°° _____
- 13. Construction work will begin on or before April 20th, 1920 _____
- 14. Construction work will be completed on or before April 1st, 1921 _____
- 15. The water will be completely applied to the proposed use on or before 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.

A. Braga _____
(Name of applicant)

Signed in the presence of us as witnesses:

- (1) J. Bragg _____, Mt. Vernon, Oregon _____
(Name) (Address of Witness)
- (2) Malcolm Mc Lennan _____, Dayville, _____
(Name) (Address of Witness)

Remarks: _____

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:

ans. to Ques. 9 and maps _____

In order to retain its priority, this application must be returned to the State Engineer, with corrections, on or before April 11, 1920.

WITNESS my hand this 12th day of March, 1920

Percy A. Cupper _____
State Engineer.

R JS

Application No. 7139

Permit No. 4497

PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

District No.

This instrument was first received in the office of the State Engineer at Salem, Oregon, on the 12 day of March, 1920, at 8:50 o'clock A.M.

Returned to applicant for correction March 18, 1920

Corrected application received March 22, 1920

Approved: Apr 4, 1920

Recorded in Book No. 16 of Permits, on Page 4497

Percy A. Cupper State Engineer

1 map HLC

\$10.35

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

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 0.62 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is March 12, 1920

Actual construction work shall begin on or before April 4, 1921 and shall thereafter be prosecuted with reasonable diligence and be completed on or before June 1, 1922

EXTENDED TO 7/23

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

WITNESS my hand this 4th day of April 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.