

\* Permit No. 5867

ABSTRACT

APPLICATION FOR A PERMIT

CERTIFICATE NO. 10097

To appropriate the Public Waters of the State of Oregon

We, Ray Duncan, T. W. Fisher, (Name of Applicant)

of Cove, (Postoffice), County of Union, 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 No.

1. The source of the proposed appropriation is Horseshoe Creek & first branch North (Name of stream)

tributary of Little Minam

2. The amount of water which the applicant intends to apply to beneficial use is 2.5 cubic feet per second.

3. The use to which the water is to be applied is Irrigation, and a supplemental supply for lands already having partial water right. (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located For Horseshoe Spring Creek in SE SW Sec. 15, T 3 S. R 41 E and Spring in (Give distance and bearing to section corner)

being within the SW SE of Sec. 15, Tp. 3 S, R. 41 E, W. M., in the county of Union (Give smallest legal subdivision) (No. N. or S.) (No. E. or W.)

5. The main ditch to Mill Creek to be 3 miles approx in length, terminating in the SE NW of Sec. 28, Tp. 3 S, R. 41 E, W. M., the proposed location being shown throughout on the accompanying map. (Main ditch, canal or pipe line) (Smallest legal subdivision) (No. N. or S.) (No. E. or W.)

6. The name of the ditch, canal or other works is HORSESHOE DITCH

DESCRIPTION OF WORKS

DIVERSION WORKS—

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

(b) Description of headgate (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 115 acres, located in each smallest legal subdivision, as follows: Location not definitely determined. (Give area of land in each smallest legal subdivision which you intend to irrigate)

Supplemental Irrigation for following described lands

3 1/2 SE SW,

5 ac NE SW

10 ac. ne SE,

15 ac. SW NE

3 ac. SE NW All in Sec. 22 Tp. 3 S R 40 E.W.M.

New irrigation for following described lands:

10 ac. SE NE Sec. 16

X2 ac. SE NE

8 ac. NE SW

25 ac. NW SE

1.5 SE SW

32.ac. SW SE Sec. 22 #11 in Tp. 3 S. R. 40 E.W.M.

78.5 Total Supplemental right 36.5 acres.

" New " 78.5 acres.

(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 .....

(Name of)

and an estimated population of ..... in 19.....

(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.

Ray Duncan,

(Name of applicant)

T. W. Fisher.

Signed in the presence of us as witnesses:

(1) ..... (Name) ..... (Address of Witness)

(2) ..... (Name) ..... (Address of Witness)

Remarks: This is a preliminary application and a completed one will be furnished when plans for irrigation & power are completed and survey for connect location made - \$8 covering filing fees for irrigation & power & storage attached.

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 .....

WITNESS my hand this ..... day of .....

State Engineer.

Application No. 8590

Permit No. 5867

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 17 day

of August, 1922,

at 8:30 o'clock A.M.

Returned to applicant for correction

Corrected application received

Approved:

May 26th, 1923.

Recorded in Book No. 20 of Permits, on Page 5867.

Percy A. Cupper

State Engineer.

3 maps ER

\$19.85

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 herein granted is limited to the appropriation of water from Horseshoe Creek and a branch thereof, for irrigation, and a supplemental supply for the irrigation of lands already having a partial water right.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 1.44 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is August 17, 1922.

Actual construction work shall begin on or before May 26th, 1924 and shall thereafter be prosecuted with reasonable diligence and be completed on or before June 1, 1925.

Complete application of the water to the proposed use shall be made on or before

October 1, 1926. EXTENDED TO 10/1/28 10/1/29

WITNESS my hand this 26th day of May, 1923.

Extended to Oct. 1, 1930 Extended to Oct. 1, 1934

Percy A. Cupper.

State Engineer.

Permits for power development are subject to the limitation of franchise as provided in Section 5728, Oregon Laws, and the payment of annual fees as provided in Section 5803, Oregon Laws.