

APPLICATION FOR A PERMIT

CERTIFICATE NO. 9124

To Appropriate the Public Waters of the State of Oregon

I, J. W. Ewing (Name of applicant) of (P.O.) Payette, Idaho, residence (Postoffice), County of Malheur, 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 waste ditch from Payette-Oregon Slope (Name of stream) Irrigation District, tributary of Snake River

2. The amount of water which the applicant intends to apply to beneficial use is .5 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 at southwest corner of NW 1/4 SW 1/4 Sec. 25, T. 16 S., R. 47 E. (Give distance and bearing to section corner)

at being within the SW 1/4 of NW 1/4 SW 1/4 of Sec. 25, Tp. 16 S., R. 47 E., W. M., in the county of Malheur (No. E. or W.) (Give smallest legal subdivision) (No. N. or S.)

5. The main ditch to be 1/2 miles in length, terminating in the SW 1/4 NW 1/4 of Sec. 25, Tp. 16 S., R. 47 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 Ewing Ditch

DESCRIPTION OF WORKS

DIVERSION WORKS— Lumber Gate, 30 inches high, in the waste ditch.

7. (a) Height of dam feet, length on top feet, length at bottom feet; material to be used and character of construction (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.

T-7440

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) 2 feet; width on bottom 1 1/2 feet; depth of water 18 inches 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 40 acres, located in each smallest legal subdivision, as follows: (Give area of land in each smallest legal subdivision which you intend to irrigate)

NW 1/4 SW 1/4 Sec. 25, T. 16 S., R. 47 E., 24 acres;

SW 1/4 NW 1/4 Sec. 25, T. 16 S., R. 47 E., 16 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 192.....

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

- 12. Estimated cost of proposed works, \$ Already constructed.
- 13. Construction work will begin on or before Already constructed.
- 14. Construction work will be completed on or before Already done.
- 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 Engineer, accompany this application.

J. W. Ewing
(Name of applicant)

Signed in the presence of us as witnesses:

- (1) H. A. Rahy, _____
(Name) (Address of witness)
- (2) Bruce R. Kester, _____
(Name) (Address of witness)

Remarks: This application is made in order to secure record evidence of a right to the use of water which has been used for at least 12 years last past, upon the lands covered by this application. The water is taken out of a waste ditch at the southwest corner of my land, and is run through a ditch extending north along my west line. Also a small portion is wasted directly into my ditch from the SE¹NE¹ Sec. 26, and is used with the water diverted from the waste ditch for irrigation purposes.

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 _____, 192.....

WITNESS my hand this _____ day of _____, 192.....

STATE ENGINEER.

10 Application No. 10896
Permit No. 7623

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 14 day of July,
1926, at 1:30 o'clock P.M.

Returned to applicant for correction:

Corrected application received:

Approved:

October 29th, 1926.

Recorded in Book No. 26 of
Permits, on page 7623

R H E A L U P E R
STATE ENGINEER.

1 Map ACFP \$9.00

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 herein granted is limited to the appropriation of waste water from ditch of Payette-Oregon Slope Irrigation District for irrigation purposes, and is also limited to the water available at the proposed point of diversion and does not carry with it the right to divert water from the stream from which the waste water is diverted nor the right to require the wasteful use of water by others.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 0.5 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is July 14, 1926.

Actual construction work shall begin on or before October 29, 1927, and shall thereafter be prosecuted with reasonable diligence and be completed on or before June 1, 1928.

Complete application of the water to the proposed use shall be made on or before October 1, 1929

WITNESS my hand this 29th day of October, 1926.

R H E A L U P E R
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.