	Applicati	ion No. 8293		FEES PAII	)
	Applicati	mit No. 5 3 7 9	Date	Amount	Receipt No.
	Cartifies	ate No. 8059			
- But Thank	Certifica	ate No.	Total		
Name Just York	Stroom Ind	ex, Page No		ES REFUNI	
Address Durphy Ore.		Record, Book No.	Date	Amount	Check No.
Date filed					
Action suspended until		ASSI	GNMENTS		
PRIORITY DATE: 3-8-1922	Detail 1	To whom	Address	Volu	ıme   Page
Returned to applicant	Date	10 whom	Address		
Date completed					
Date of approval		RE	MARKS		
CONSTRUCTION	0,31 se	e It from Caria 6	ak for irr. 25a	cres	
Date for beginning March 20,1923	or for	chtificate			
Date for completion Jame 1, 1924	O				
Extended to	<u> </u>				
Date for application of water Oct. 1, 1925					
Extended to					
PROSECUTION OF WORK					
Form "A" filed <i>Apr. 3, 1922</i>					
Form "B" filed Cheq. 24, 1924			-		
Form "C" filed Nov. 18, 1925					
	(	,		•	
FINAL PROOF  Blank mailed Dec. 24, 1925					
Proof received					
Date certificate issued 9/10/29					7
Receipt for recording fee No. 104/2					

Bandson Buttyork Caris miske WSBarley

Mr. Bert York Murphy, Oregon.

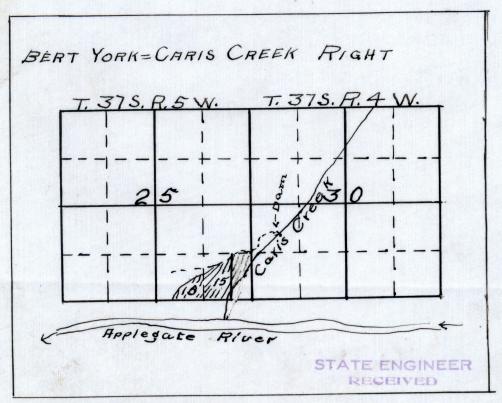
Dear Sir:

This will acknowledge receipt of final proof of appropriation of water under Permit No. 5379, together with check for \$1.00 to cover recording fees, for which official receipt #10412 is enclosed.

The proof appears to be in proper form and will be taken up for approval and issuance of certificate within the near future.

Yours very truly,

enc. H. Mea Luper, State Engineer. 8293



Application No 829-3 MAR 9 1922

Per 1 20 5379 SALEM, OREGON

Single from Daris Orech for Inv. 25 and march 20,1929

The John of the Billed to Social for C. Ched + ach.

Tinal Proof to Mm. 12/24/25

## NOTICE OF BEGINNING OF CONSTRUCTION

I, Bert York	the holder of Application No. 8293, being
Permit No. 5	379 issued by the State Engineer of the State of Oregon
for the appropriation of	nd-feet of the waters of <u>Caris Creek</u> it and the limitations endorsed thereon by the State Engineer,
began the actual construction of the works being within the time limitation as fixed in	described therein on the 13thday of March, 1922, a said permit for the beginning of construction work.
By constructing practica	lly all the ditch cuction work, number of men and teams employed, the amount of work completed up to the date of this
statement, and any additional information which may tend to show the	
IN WITNESS WHEREOF, I have her	eunto set my hand this 1st Aday of April, 1922; 19,
Murphy, Oregon (Present Address)	2 But anh (Signifure of Applicant)
Fill out, detach, and mail to the Secretary, State Water Box	
NOTICE	OF CONSTRUCTION
I, Bert York	the holder of Application No. 8293 , being
	379 , issued by the State Engineer of the State of Oregon
for the appropriation of .0.31 seco in accordance with the tenor of such perm	nd-feet of the waters of Caris Creek uit and the limitations endorsed thereon by the State Engineer,
have completed the construction of the worbeing within the time limitation as fixed completion of construction work.	rks described therein the lst day of April , 19.22, in said permit or extended by the State Water Board for the
wide on the hottom less capacity than as	described in the permit. or you have definitely abandoned your claus of irrigating any of the lands described de on the top and about 10 feet long and about the creek.
IN WITNESS WHEREOF, I have her	reunto set my hand this 12th day of August , 1924.
Murphy, regon.	Bert Gosh
Fill out, detach, and mail to the Secretary, State Water Bo allowed for completion.	pard, Salem, Oregon. Form D should be used in reporting progress of work if more than one year has been
NOTICE OF COMPLETE AP	PLICATION OF WATER TO A BENEFICIAL USE
I, Bert York	the holder of Application No. 8293, being
Permit No. 53	issued by the State Engineer of the State of Oregon
in accordance with the renot of such bottle	nd-feet of the waters of Ceeks it and the limitations endorsed thereon by the State Engineer,
completely applied the water to a beneficial being the time limitation as fixed in said p application of water to a beneficial use.	use, on the
- Mares us	and not been fully applied to beneficial use, you should so state, so that delinquent appropriators may
. If all of the water granted in the permit h	experience larly spring the
not enough la	ter part of summer
IN WITNESS WHEREOF, I have her	eunto set my hand this 17 day of 200, 1925
(Present Address)	(Signature of Applicant)

(Reservoir to Entergonnet) Permit No. 5379 , issued by the State Enginee Of the State of Oregon	
for the apprepriation of second-feet of the waters of Caris Greekely the water water such permit and the limitations endorsed forestony the water w	
for the apprepriation of 0.21 second-feet of the waters of 0.21s Creek, And in accordance with the tenor of such permit and the limitations endorsed or were state Engineer, began the actual construction of the works described therein on the 12th of Mert 0 1922, being within the time limitation as fixed in said permit for the beginning of construction, work plans being within the time limitation as fixed in said permit for the beginning of construction work and the first practically all the ditch	
By constructing practically all the ditch	
entherwest, and any eductional information which may then beginning of work in good faith.	
IN WITNESS WHEREOF, I have hereunto set my hand this 1st Aday of April, 1922.19	
Marphy, Oregon Creent address Conglitude of Applicants	
Fill out, detach, and ruell to the Scoretary, State Water Board, Salem, Ortgon.	
NOTION OF COMPLETED OF CONSTRUCTION	
I, Farth York , being	
(Beservel or Enlargement) Permit No. 5379, issued by the State Engineer of the State of Oregon	
or the appropriation of 0.31 second-feet of the waters of Caris Creek a accordance with the tenor of such permit and the limitations endorsed thereon by Se State Engineer.	1
College and Associate the state of the state	
Remarks: Made a dirt, gravel and rock dem aboutly feet high, & fund	
Remarks: Made a dirt, gravel and rock described in sold permit or extended by the State Veter sard in the construction as fixed in sold permit or extended by the State Veter sard in the completion worth.  Remarks: Made a dirt, gravel and rock dem about the feet high, as the described in the permit and rock dem about the remaining and the Gravel and the control of	T.
IN WITNESS WHEREOF, I have hereunto set my hand this 22th day of day of 24;	
1 (1 ()	
Hamilia Gracia.	
Marghy, rosen.	
Mirrolly, TOSON.  (Present Address)  Sill out, detacts, and malt to the Secretary State Water Foard Sales, Gregon, Worn D should be used by reporting georges of work if more than one year has been linved for considerion.	
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Eld out, decach, and mait to the Secretary, State Water Foard, Salem, Oregon. Form D should be used at supporting progress of work if more than one year has been timved for completion.	
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rill out details, and malt to the Senetary State Water Hoard Salem, Oragon. Form it should be used in reporting poorness of work if more than one year has been howed for completen.  NOTICE OF COMPLETE APPLICATION OF WATER TO A HENEFICIAL USE.  Form C.  T. Dert York C.  I. Dert	rî ni
Sil out drawer, and must to the Scenetary State Water Hoard Salem, Grow in should be used by reported the none than one year has been nonelection.  NOTICE OF COMPLETE APPLICATION OF WATER TO A RENEFICIAL USE  I, Opert York of the State Engineer of the State of Oregon or the appropriation of the State of the waters of the state Engineer, by the State Engineer, and the Engineer, accordance of the State Engineer, and the limitations endorsed thereon by the State Engineer, and the State Water Board for the complete water to a begeticial use, on the State Water Board for the complete oppication of water to a begeticial use.	ที่ใ เมื่อออ
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Fill out density and math to the Semeters State Water Poard Salem, Deagon. Form D should be used to expected a prove of more than one year has been NOTICE OF COMPLETE APPLICATION OF WATER TO A DENETIVAL USE.  I. Dort York O. The Dort York O. The holder of Application No. 2223. being the appropriation of the State of Oregon or the appropriation of the State of the waters of the State of Oregon or the appropriation of the tenot of such permit and the limitations endorsed thereon by the State Engineer, on the completely a P. d the water to a beneficial use, on the complete water to a beneficial use.  Represent	ที่ใ เมื่อออ
Bill out. detach, and malt to the Georetics State Water Hoard. Salem, Oregon. Form D should be used in reporting correspond to the completion.  NOTICE OF COMPLETE APPLICATION OF WATER TO A DENETRUAL USE.  1. Opert York of the holder of Application No. 5293. being the appropriate to the State of Oregon or the appropriation of the State of Oregon accordance with the tend of such permit and the limitations endorsed thereon by the State Engineer, as accordance that the tend of such permit and the limitations endorsed thereon by the State Engineer, and the tire tire State Engineer of the State Engineer, and the tire tire State Engineer of the State Engineer, and the tire tire State Water To a beneficial use, on the state Water Board for the complete opplication of Water To a begetical use.  Remark C. Water To a begetical use.	ที่ใ เมื่อออ
Fill out density and math to the Semeters State Water Poard Salem, Deagon. Form D should be used to expected a prove of more than one year has been NOTICE OF COMPLETE APPLICATION OF WATER TO A DENETIVAL USE.  I. Dort York O. The Dort York O. The holder of Application No. 2223. being the appropriation of the State of Oregon or the appropriation of the State of the waters of the State of Oregon or the appropriation of the tenot of such permit and the limitations endorsed thereon by the State Engineer, on the completely a P. d the water to a beneficial use, on the complete water to a beneficial use.  Represent	าก การการการการการการการการการการการการการก

December 24, 1925.

Mr. Bert York, Murphy, Oregon.

Dear Sir:

Blanks for making proof of appropriation of water under Permit No. 5379 have been forwarded to Mr. Tom R. Pearce, water master of your district, who will make an inspection and assist in completing the proof.

After the proof has been properly filled out and signed before a notary public, it should be returned to this office, accompanied by \$1.00 for the purpose of recording the water right certificate in the county records.

Yours respectfully,

Rhea Luper, State Engineer.

April 12, 1922.

Mr. W. S. Bailey, Route No. 1, Hurphy, Oregon.

Dear Sir:

We have your letter of April 10th relative to the water rights of yourself and your neighbors to the waters of Caris Creek.

Permit No.5379 was issued to Mr. Bert York on March 20th of this year for the appropriation of 0.31 sec.ft. from Caris Creek, for the irrigation of 25 acres. Under the terms of this permit Mr. York ws allowed until March 20, 1923 in which to begin construction work. June 1, 1924 in which to complete construction work and until October 1, 1925 in which to completely apply the water to the proposed use. You will understand, of course, that such a filing is necessarily subject to all prior rights, and that the permitee under such a filing, would be entitled to divert water only after all prior rights are fully satisfied.

This office has no means of ascertaining whether or not all waters of this stream are fully appropriated at all times, and it is possible that Mr. York may be able to secure some water under this filing during extremely wet years, or during the flood season of the year without causing any injury to older rights.

If any dispute should arise in this connection, appeal should be made to your water master Mr. M. L. Opdycke at Grants Pass.

Trusting that this will give you the information desired, and that you will have no trouble in this matter, we are

Yours very truly,

R. W. Petter, Secretary.

RWP:B

OFFICE OF STATE WATER BOARD Murphy, Oregon.
OFFICE OF STATE WATER BOARD Murphy, Oregon.

OFFICE OF STATE WATER BOARD Murphy, Oregon.

OFFICE OF STATE WATER BOARD Murphy, Oregon.

OFFICE OF STATE WATER BOARD Murphy, Oregon. State Water Bound Salem Or. Dear Sir, - Information has just revaled to us that One, Bert york has been granted a permit to divert water from Caris Creek, a tributary of applicate) for to irrigate 20 acres to. and I beg lief to say that this new appropriation is to some extent a surprise to us, for during the irrigating season there is no surplus or excess water in this stream The matter of using the water of Cares Creek for irrigating purposes was settled by stipulation in the year 1912 by the irrigators who have Compled with The new Water Code in feling their original claims, to avoid trouble in Contests, and this compromise agreement was adjudecated as stipulated To permit a new appropriation of the water from Caris Creek only opens the way for trouble again, for Mr. york snows that the water users were for short of water to irrigate the acreage that They are entitled to. Davidson and Cares use all the water in the creek that they can get during five days in each week, and Meske gets the waste or seapage water that flows below their intake, and after five days use they these three) turn all the water down the stream for two days to the

Premises of myself and that of I wyork. By the fifteenth of may there will be less than 25 inches of water in all in the creek; and by the middle of July there is less than 10 inches It- is only by careful using that leach of us irrigate the small acreage that which I less than the application of each permits us to. Mr. Bert york (the new appropriator and son of yev york the stepelator) has stated here that he intended to use two fathers right by trans ferring et up to tus point of diversion. I don't think the Can do this, but in case he would do it this would interfere with the terms of our stepulation, and also tend to my my ury If Jav. york (the stepulator) does not need the noter for one day in each weak (as he gets the seapage below me all the time) then I could certainly make good use of it, for I greatly need it Now, in my opinion the whole desire of Mr york in outing this permit is simply this; Miske (one of the stipulators) owns 10 acres and irrigates about 4 from seapage water below the Cores intake; yorks land joins the Meske premises, and york is trying to buy the Miske place so to be able to add it as security with his own in obtaining a Felteral Soan of about \$20000, and this new notes appropriation is to stimulate value in approisement. Els there will not be any water during the irrigating season to irrigate any of tuoland except the Miske 4 acres, and in Case he Could Camouflage his premises with an apparent water right and secure a good loan, the other fellow might own the whole premises in a very

Short time. It might be well for the Hate Land Bourd to advise its approvers to Consider this water appropriation when examining the premises. how I am not seeking trouble, but to avoid it, and thuck the state should know some of the facts in Connection with this water dial; and as an investigation would Corroborate my statement herein I am submitting This Confidentially, asking That my name be not made public in the matter. Very Turly Jours W.S. Bailey

25 Paris M 829-3

March 25th, 1922.

Mr. Bert York, Murphy, Josephine Co., Oregon.

Dear Sir:- Herewith you will find Application No. 8293, being Permit No. 5379, together with blue print. This application has been approved and recorded in this office.

## Proof of Appropriation of Water

(In accordance with the provisions of Chapter 216, Laws of Oregon for 1909, and the regulations of the State Engineer thereunder.)

1.	Name .	Bej	rt York			1,200 may may 22, oud
2.	Postof	fice addres	s Mur	phy, Oregon		
3.	Source	of supply	Car	is Creek		
	Tribut	ary of	App?	legate River		
4.	For wl	nat purpos	e is water us	sed? Irrigati	on	
5.	Amour	nt of water		0.31		second feet
6.	Priorit	ty date		March 8,	, 1922	
	headed		es actually in	ther purposes, the place rigated," fill in the num		
37	S	5 W	25	SH <sup>1</sup> SH <sup>2</sup>	15	
						15
				S.V. SE	10	10

8.	During what months is water beneficially used? April 15 to Segs. 15
	State the character of the soil and kind of crops raised Doby, gravelly sail
	Casting Hay grain garden
10.	Does the accompanying blue print of the map filed with your permit show correctly the loca-
	tion of diverting works and area of land where water is used?
11.	If not, wherein is such map in error
12.	If the dimensions of your ditch or dam do not correspond to those described in your permit,
	state what changes have been made, giving dimensions of ditch (or other distributing works)
	No changes
	water common to announce and a process of the common terms of the
13.	If water is used for power, mining, domestic, municipal, storage, manufacturing, or any other
	purpose than irrigation, give the extent and method of such use
	Figuring or white the second of the second o
ST	ATE OF OREGON.
	COUNTY OF JOSEPH SS.  I, Sent Los Y , being first duly sworn,
	I, Bent Los Y, being first duly sworn,
	ose and say that I have read the above and foregoing proof of appropriation of water; that I
kno	ow the contents thereof; and that the facts therein stated are true.
	IN WITNESS WHEREOF, I have hereunto set my hand this day
of	Cerquet, 1929.
	* Betzah
	Troop of Appendituous of Water
	Subscribed and sworn to before me this Loth day of Queguet 1929.

We,, and	,
of, being first duly sworn, depose and say the	
we are well acquainted with the facts and conditions set forth in the foregoing statement relative	7e
to proof of appropriation of water under Permit No; that we and each of us have	re
been over and upon each tract described in said proof, and from such personal inspection have	те
knowledge that all necessary ditches, dams and other diversion and distributing works have been	n
constructed, and water used as stated therein; that we have carefully read such proof of appropri	a-
tion, and that each and every statement contained therein is true to the best of our knowledge	ŗе
and belief.	
	-
Subscribed and sworn to before me this	
[NOTARIAL SEAL]  Notary Public for Orego	n
My commission expires	
I Tom R. Pearce, do hereby certify that I have made	
an inspection of the works described herein and in	
Permit No. 5379, on the 6th day of August 1929,	
and found the foregoing statements and descriptions of	
and found the foregoing statements and descriptions of works to be accurate. In my opinion the appropriation has	-
works to be accurate. In my opinion the appropriation has	
works to be accurate. In my opinion the appropriation has been completed to the extent of 0.31 sec. 31. and I	
works to be accurate. In my opinion the appropriation has been completed to the extent of 0.31 sec.gr. and I  Pecommend the issuance of a water right certificate for	

Matermactis Dist\*16.

PROOF OF APPROPE	RIATION
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Permit No.

Recording fee paid

Receipt No. 104/2