BEFORE THE BOARD OF CONTROL OF THE STATE OF OREGON

Water Division No. / , ///	amath Count y
In the Matter of the Determination of the Relative	
Rights to the Waters of	STATEMENT AND PROOF OF CLAIMANT
and its tributaries, a	
Tributary of Lile Cape	Ditch.
(The claimant must submit separate proof as to ea STATE OF OREGON,	ch ditch through which a water right is claimed.)
County of Thursday 88.	
18 M. A. Oumcan	of Jarella Oregon,
being called as a witness in support of this Statem	ent of Claim, and being first duly sworn, testified
as follows:	
1. Q.—What is claimant's name and postoffi incorporation and the authority by which you make	ce address? If a corporation, give the place of the this proof.
A- Estate of S. W.	Tilgore, Decened-
Jun afrom into af	The letate
(If this proof is made by you as agent or attorney) the claimant upon the 2. Q.—Do you claim a right to the waters of	written authorization therefor must be signed by the back hereof.) the above named stream or a tributary thereof?
If from a tributary, give its name.	
A.— To Jost 2 3. Q.—What is the nature of the right or use	on which this claim to the waters of said stream
is based?	The state of State
A.— (Irrigation, power, m 4. Q.—How was such right initiated, or upon	ining, domestic, stock, etc.) n what is it based?
A. Appropriation of	
5. Q.—State the date of the initiation of such	water right. A.—
right? Answer fully, attaching separate sheet if	necessary.
	els of Fort Brie Bree Claumy
up, Carring The laster	to overflow the law.
Matural Springs upon	The lands tributory to Land
wer sure who linested into.	Small determinent the land
7. Q.—When was water first used for irriga	
A.— A.— A willizing such wa	ter, giving the name by which the ditch is most
commonly known, if a ditch is used.	
A-By lum isced a	n the seld natural Channels
and by means a ditches	uch ditch, with the names of any other water
users interested therein.	
A- Del Beauch of the	riner, faming seatural
Channels, Cros The	and on flow of the cans
up easy you to cause	is are constructed ent year
Han adde two made and	inightion of portions of
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11. Q—State the date of completion. A. 12. Q—State the dimensions of the ditch as originally constructed, just below the waste way or head gate. A—Width (top) feet; grade, or fall in feet per 1000 feet, 13. Q—If said ditch has been enlarged, state the date of beginning and completion of each enlargement, and its dimensions as enlarged. A— First enlargement—Width (top) feet; grade, or fall per 1000 feet, Second enlargement—Width (top) feet; grade, or fall per 1000 feet, Second enlargement—Width (top) feet; depth feet; grade, or fall per 1000 feet, Second enlargement—Width (top) feet; width (bottom) feet; apth feet; grade, or fall per 1000 feet, feet. 14. Q—State the area of land which your ditch, as originally constructed, was intended to irrigate. A— 15. Q—If water is used for irrigation, state the number of acres reclaimed and irrigated the first year. A— 16. Q—How many acres were irrigated each subsequent hear up to and including the present year? A— 17. Q—How many acres were irrigated after the first enlargement of said ditch? After each subdivision (40-acre tract), using the following form. If he lands have been surveyed are shown on the plat of the State Engineer, which you may examine at the time of the hearing. Your answer to this question should conform to those maps, unless you object to the same and submit maps of your our showing such information. No proof will be accepted which does not answer this question in detail.) (Attach separate sheet if necessary.) NE NEW NEW NEW NEW NEW NEW NEW NEW NEW N	1	n	ing	L	22	~ /	10	0							,				Comme
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	tll property end end y y sranger	rigate. 15. he first 16. resent 17. ach such such such such such such such su	Q.—I year? A.—Year? A	f water wate	er is any any any rgeme e num o-acre at of s ques ir our in de	used acres acres acres cres ent? ber of trac the S stion n sho tail.)	were were were f acret), us should wing (At	irriga irriga irrig irrig irrig irrig tengin t con such tach s	gated gated gated gated igated he form inform i	state each each lunde lunde llowir which to th rmatic state swx	the subs	equent equent first e	enlargent with the control of we sary.	gemen de presidends ne at s you will be	t of sent tr have t object accept	said NEX	ditch:	smal eyed heard does	the
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	th product of the control of the con	rigate. 15. he first 16. resent 17. ach such such such such such such such su	Q.—I year? A.—Year? A	f water wate	er is any any any rgeme e num o-acre at of s ques ir our in de	used acres acres acres cres ent? ber of trac the S stion n sho tail.)	were were were f acret), us should wing (At	irriga irriga irrig irrig irrig irrig tengin t con such tach s	gated gated gated gated igated he form inform i	state each each lunde lunde llowir which to th rmatic state swx	the subs	equent equent first e	enlargent with the control of we sary.	gemen de presidends ne at s you will be	t of sent tr have t object accept	said NEX	ditch:	smal eyed heard does	the the lest and ing. and not

19. Q.—State the character of the soil and kind of crops cultivated.

A. Abbe Soil, finally for mich and selection of the soil and kind of crops cultivated.

Schmad Crops raid are will by,

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The	i mitte	y and red 7	to and in	reamo gra	un cut for
20. for oth	Q.—M er purp	then does the irrigationses, during what mont	ng season begin and the is it used?	when does it end, ar	nd if water is used
•	• •	110-120	* to las	1 to lan	1s don
	A.—	oses, during what mont	10 00	cerus ,	I TO C
A. Y.	uas	tand			
21.	which y	What amount of water ou are irrigating or produced to the control of the control	ropose to irrigate, or	for any other purpos	per irrigation of the e for which a right
	Q.—L n of sai	To you accept the mod ditch and the lands	aps prepared by the irrigated therefrom?	State Engineer as sh	
**23. horsep	A.—. Q.—I oower de	f water is used for pourveloped.	ver, state the total fal	utilized and the thec	retical (not actual)
24. where	A.— Q.—I located	Describe the nature of and state whether the	the works by which water is returned to	the power is to be of the stream after use	developed, the place and at what point.
			17		
	A. —	<u>\</u> <u>(</u>	<u>/</u>		
and st		ther after use the war	ter is returned to the	stream and at what	point.
26. betwee	Q.—I en the p	f water is used for min oint of your diversion	ing or power purposes and the return of su	s, state whether there ch water to the strea	are any diversions m.
	A.—.		· ^		
fully o	applied.	f the right claimed we state whether such r f an existing ditch, ar	right was initiated b	y the construction of	a new ditch or the
	Α				
***28.	Q.—(live the length of such	proposed ditch. A.—.	Χ	
***29.	. Q.—1	What is the estimated o	cost of such proposed	construction? A.—	X
***31. legal s form.	Q.—S subdivis The l	When are the works in State in detail, the nu ion (40-acre tract) u unds at present actua varate sheet if necessa	mber of acres which nder such proposed o lly irrigated should l	you propose to irrig litch or enlargement,	using the following
. Ran	ge Sec.	NE 1-4	NW 1-4	SW 1-4	SE 1-4
	1	J , J , J , J ,		TATEL CALL CALL	ATEL NUME COME OF

Twp.	Range	Sec.	NE 1-4				NW 1-4				SW 1-4				SE 1-4			
			NE¾	NW¾	sw¼	SE¼	NE%	NW%	sw¼	SE¾	NE¼	NW¾	sw¼	SE¼	NE¾	NW¼	sw¼	SE¼
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Total.....acre

***32. Q.—How many miles of ditch and what other construction work has been completed to	
date? A.—	
***33. Q.—State the cost of construction to date. A.—	
34. Q.—What interest have you in the lands irrigated or place where the water is used?	•
A- Justo pelong to Estate of S. W. Selgarelleers	ed.
35. Q.—Name at least three witnesses who will substantiate the statements herein made by you. Give their postoffice addresses.	·
A- This Suriele, Viella Drine Cley	
Man D. 10 1-11 - 7 10/10	
Procesonald Websuch Halls, Original	
36. Q.—What additional evidence have you attached hereto of submitted herewith?	
A.—	
(If the witness finds the space insufficient to properly answer any question, he should attach hereto said answer on a separate sheet or sheets. A corporation supplying water for irrigation to lands not its own, should attach to its proof a complete list of the persons owning the lands so supplied, with the correct description of the lands owned by each such person in each smallest legal subdivision. Certified copies of records and such evidence as the claimant may desire to submit, should be attached to this proof and marked for identification as Exhibit "A," "B," "C," etc. I hereby certify upon oath that the foregoing statements and answers are true as I verily	
believe. W. A. Durcan	
Signature of Claimant, or agent making proof.	
Subscribed and sworn to before me this day of Decentific, 1912	
James To James 12	
Superintendent of Water Division Noof State of Oregon.	
Filed: 1912	
Fees paid: Alla. D. Tus	
Elan Gonzalo	
mus . I must	
Superintendent, Water Division No, State of Oregon.	
*In case there is objection to the official plat the parties objecting must, when giving proof, file a written statement of the reasons therefor, and must, within thirty days, file with the Division Superintendent a map of said ditch and irrigated lands, with affidavit of surveyor thereto giving date of survey. Such map should be on tracing linen, on a scale of two inches to the mile (40 chains to one lnch), and should have marked thereon, within each 40-acre legal subdivision, the area of land which is irrigated.	
*Theoretical horsepower equals total quantity claimed in cubic feet per second, times fail in feet, divided by 8.8 (one cubic foot per second falling 8.8 feet equals one theoretical horsepower, or 550 foot pounds per second). ***Where a water right has been initiated prior to February 24, 1909, and the works are incomplete, or the water not yet or only partially applied to beneficial use, a map of lands on the above scale should accompany this statement, or filed with the Division Superintendent within thirty days from date of proof, which maps should be drawn on uniform sheets of tracing linen, on a scale of two inches to the mile (40 chains to one lnch), and should show the area which it is proposed to irrigate in each 40-acre tract, as well as main canals and general plans of all important structures to be built. The affidavit of surveyor or engineer should be attached, with date. The surveys of the State Engineer will show only constructed works and lands now irrigated. Questions 26, 27, 28, 29, 30, 31, and 32 relate only to uncompleted rights.	
AUTHORIZATION OF AGENT.	
, of,	
State of, do hereby make and appoint	
and attorney for me and in my name, place and stead, to make and submit the within Statement and Proof of Claimant, and I hereby designate said agent as the proper party upon whom lawful and valid service may be made of all process and notices in any contest commenced by or against me, in the within entitled matter, and said agent is hereby duly authorized to appear in any and all such contests as my true and lawful agent and attorney, giving and granting unto my said attorney full power and authority to do and perform all and every act necessary and requisite to be done in	
the premises, as fully as I might or could do if personally present, hereby ratifying and confirming all my said agent shall lawfully do by virtue of this power.	
······································	
Signature of Claimant.	