Clere :

676

BEFORE THE STATE ENGINEER OF OREGON

e e e e e e e e e e e e e e e e e e e
Count
In the Matter of the Determination of the Relative Rights
to the Waters of JOHN DAY RIVER and its Tributaries, a Tributary of Columbia River. STATEMENT AND PROOF OF CLAIM
(The claimant must submit separate proof as to each ditch through which a water right is claimed.)
I, the undersigned, of, Oregon, being called as a witness in support of this statement of claim, and being first duly sworn, testify as follows:
1. Q.—What is claimant's name and postoffice address? If a corporation, give the place of incorporation and the authority by which you make this proof.
A.— M. A. Breeff
2. Q.—Do you claim a right to the waters of the above named stream or a tributary thereof? If from a tributary, give its name.
A. After John Kay Kiner-with supplemental
A- Offer John Nay River - with suffluental suffly from Strawlerry & (Sharps a Brand thereof)
3. Q.—What is the nature of the right or use on which this claim to the waters of said stream is based?
A.— Signation (Drigation, power, mining, domestic, stock, etc.)
4. Q.—How was such right initiated, or upon what is it based?
A.— appropriation, diversion and use, etc.) 1874 - from Strawberry a.
5. Q.—State the date of the initiation of such water right. A. afrit 2 1916 from John Way
right? Answer fully, attaching separate sheet if necessary.
A - Constructed Ditela and used the water from
A- Constructed Ditch and used the water from Strawberry Cr Later secured Parmit right through
Existic city Pomer Co canal to convey 1/2 inch per acre
from John Day River.
7. Q.—When was water first used for irrigation, or other beneficial purposes?
A.— 1874
8. Q.—State the means of utilizing such water, giving the name by which the ditch is most commonly known, if a ditch is used.
A. Sover Canal from John Way River and
9. Q.—State the interest claimant has in such ditch, with the names of any other water users interested therein.
A - Desportional interest, along with many
A- Osofostional interest, along with many other lot owners in Oracie City,
[Proof No]

10. Q.—State the date of the beginning of construction. A.—
11. Q.—State the date of completion. A.—
12. Q.—State the dimensions of the ditch canal or pipe line as originally constructed, just below the wasteway or headgate.
A.—Width (top)feet; width (bottom)feet;
depthfeet; grade, or fall in feet per 1,000 feet,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; width (bottom)feet;
depthfeet; grade, or fall per 1,000 feet,feet.
Second enlargement—Width (top) feet; width (bottom) feet;
depth feet; grade, or fall per 1,000 feet, feet. 14. Q.—State the area of land which your ditch, as originally constructed, was intended to
irrigate. A.— all wow suderers and
15. Q.—If water is used for irrigation, state the number of acres reclaimed and irrigated the first year. A.— <i>ULL</i>
16. Q.—How many acres were irrigated each subsequent year up to and including the present
year? A.— All,
17. Q.—How many acres were irrigated after the first enlargement of said ditch? After each successive enlargement?
A. —
18. Q.—Give the number of acres irrigated under said ditch at the present time in each smallest legal subdivision: (40-acre tract), using the following form. (The lands have been surveyed and are shown on the plat of the State Engineer, which you may examine at the time of the

18. Q.—Give the number of acres irrigated under said ditch at the present time in each smallest legal subdivision: (40-acre tract), using the following form. (The lands have been surveyed and 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 own showing such information. No proof will be accepted which does not answer this question in detail.) (Attach separate sheet if necessary.)

			NE 1-4				NW 1-4				SW 1-4				SE 1-4			
Twp.	Range	Sec.	NE ¼	NW14	sw4	SE 14	NE¼	NW¼	sw ₁₄	SE 14	NE%	NW1/4	sw4	SE1/4	NE¼	NW4	sw4	SEL
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Total 0.23 acres.

20. Q—When does the irrigating season begin and when does it end, and if water is used for purposes, during what months is it used? A. — What amount of water do you estimate is necessary for the proper irrigation of the day which you are irrigating or propose to irrigate, or for any other purpose for which a right claimed? 21. Q—What amount of water do you estimate is necessary for the proper irrigation of the day which you are irrigating or propose to irrigate, or for any other purpose for which a right claimed? A. — Remarks Institute Market Mar	10.	4.—State the character of the soil and kind of crops cultivated.
20. Q.—When does the irrigating season begin and when does it end, and if water is used for purposes, during what months is it used? A.—Manual to Colombia is necessary for the proper irrigation of the diswhich you are irrigating or propose to irrigate, or for any other purpose for which a right claimed? A.— Manual to Colombia is necessary for the proper irrigation of the diswhich you are irrigating or propose to irrigate, or for any other purpose for which a right claimed? A.— Manual to the propose to irrigate the parties of the parties of the parties whereing must, when sixing proof, the extent of said ditch and the lands Irrigated therefrom? A.— The parties of the pa		A Gravelly traces bench land
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A,— V	49.	
		A.— V

(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.)

believe.	
	and the second
	Signature of Claimant, or Agent Making Proof.
Subscribed and sworn to before me this	8th day of July 1927
	1 Old
	Molelle
	[dr]
	Notary Public for Oregon. My commission expires
)
AUTHORIZA	TION OF AGENT
I, W. a. Bradford	, of Braisie City
State of	ake and appoint Juliu & Savis
	of Sortand Ory, my agent
	d stead, to make and submit the within Statement
and Proof of Claim.*	
And I hereby designate said agent as the	proper party upon whom lawful and valid service
	contest commenced by or against me, in the within
	uthorized to appear in any and all such contests as
	and granting unto my said attorney full power and
	ecessary and requisite to be done in the premises,
agent shall lawfully do by virtue of this power.	esent, hereby ratifying and confirming all my said
and any titude of this power.	
	W of Bradford.
	Signature of Claimant.
• Claimant should cross out the second paragraph of him in the proceeding after the filing of this claim,	the Authorization if he does not desire the agent to appear for
O_{i}	
Filed, July 8 , 1927	
Fees paid:	
Irrigation 73 acres, \$7 10	
Power,	ff y
Other use,, \$	State Engineer.
Recording certificates, \$\frac{100}{5.\sqrt{0}}\$	
3.15	
Total,	
Receipt No. 4/6	
Receipt No. 416	

I hereby certify upon oath that the foregoing statement and answers are true as I verily

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