

Application No. 32200

Permit No. 25400

Certificate No. 27792

Stream Index, Page No. 6 - 22 D

Name John J. Silvers

By .....

Address John Day, Oregon

Date filed March 19, 1958

Priority March 19, 1958

Action suspended until OK later

Returned to applicant .....

Date of approval April 25, 1958

**CONSTRUCTION**

Date for beginning April 25, 1959

Date for completion October 1, 1959

Extended to .....

Date for application of water October 1, 1960

Extended to .....

**PROSECUTION OF WORK**

Form "A" filed May 7, 1959

Form "B" filed May 7, 1959

Form "C" filed May 7, 1959

**FINAL PROOF**

OCTOBER 17 1960

Blank mailed .....

Proof received .....

Date certificate issued NOVEMBER 22 1960

**FEES PAID**

Date 3/19/58 Amount 15- Receipt No. 15574

B. P. Fee  
Date 11-3-60 \$1 Cert. Fee 27631

**FEES REFUNDED**

Date Amount Check No.

**ASSIGNMENTS**

Date	To Whom	Address	Volume	Page

**REMARKS**

0.18 c.f.s. from Laycock Creek (John Day R.) for irrigation of 7.3 acres.

APR 27 1959 CARD FOR A

W.R.T.S.

Assembled 6-6-84 by    

Entered     by    

Verified     by

Form C

IMPORTANT—This form is a notice to the State Engineer that permittee is ready to make final proof to the extent to which the water has actually been applied to the intended use under the terms of the permit. Permittee is cautioned that Certificate of Water Right will be issued based on the extent of the quantity and use as determined by the final proof inspection and survey which will be made in response to the filing of this Form C.

NOTE: In the case of an irrigation permit, this Form C should not be mailed to the State Engineer until all of the land described in the permit, which it is intended to irrigate under this permit at any time, has actually been irrigated. Fill out, detach and mail to the State Engineer, Salem, Oregon, when all of the water has been applied.

Application No. 32200

NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE

I, \_\_\_\_\_, the holder of Permit No. 25400

appropriate the public waters of the state of Oregon, completely applied the waters to a beneficial use in accordance with the terms of said permit, on the 1st day of April, 1958

Remarks: The water was applied as soon as ditch was completed

IN WITNESS WHEREOF, I have hereunto set my hand this 5th day of May, 1958

John J. Sibers (Signature of Applicant)

John Ray Dine (Address)

Form B

Application No. 32200

NOTICE OF COMPLETION OF CONSTRUCTION

I, John J. Sibers, the holder of Permit No. 25400

appropriate the public waters of the state of Oregon, completed the construction of the works described therein on the 1st day of April, 1958

Remarks: If the works have less capacity than described in the permit, or you have definitely abandoned part of the proposed development, you should so state in order that our records may not be unnecessarily encumbered.

IN WITNESS WHEREOF, I have hereunto set my hand this 25th day of May, 1959

John J. Sibers (Signature of Applicant)

John Ray Dine (Address)

Fill out, detach, and mail to the State Engineer, Salem, Oregon, when construction work is completed.

Form A

Application No. 32200

NOTICE OF BEGINNING OF CONSTRUCTION

I, John J. Sibers, the holder of Permit No. 25400

appropriate the public waters of the state of Oregon, began the actual construction of the works described therein on the 1st day of Nov., 1957

Remarks: The ditch was built with bulldozers. The appropriator should state the manner of beginning construction work, number of men employed, the amount of work completed up to the date of this statement, and any additional information which may tend to show the beginning of work in good faith.

IN WITNESS WHEREOF, I have hereunto set my hand this 5th day of May, 1957

John J. Sibers (Signature of Applicant)

(Address)

Fill out, detach, and mail to the State Engineer, Salem, Oregon, when construction work is begun.

STATE ENGINEER SALEM, OREGON

STATE ENGINEER SALEM, OREGON

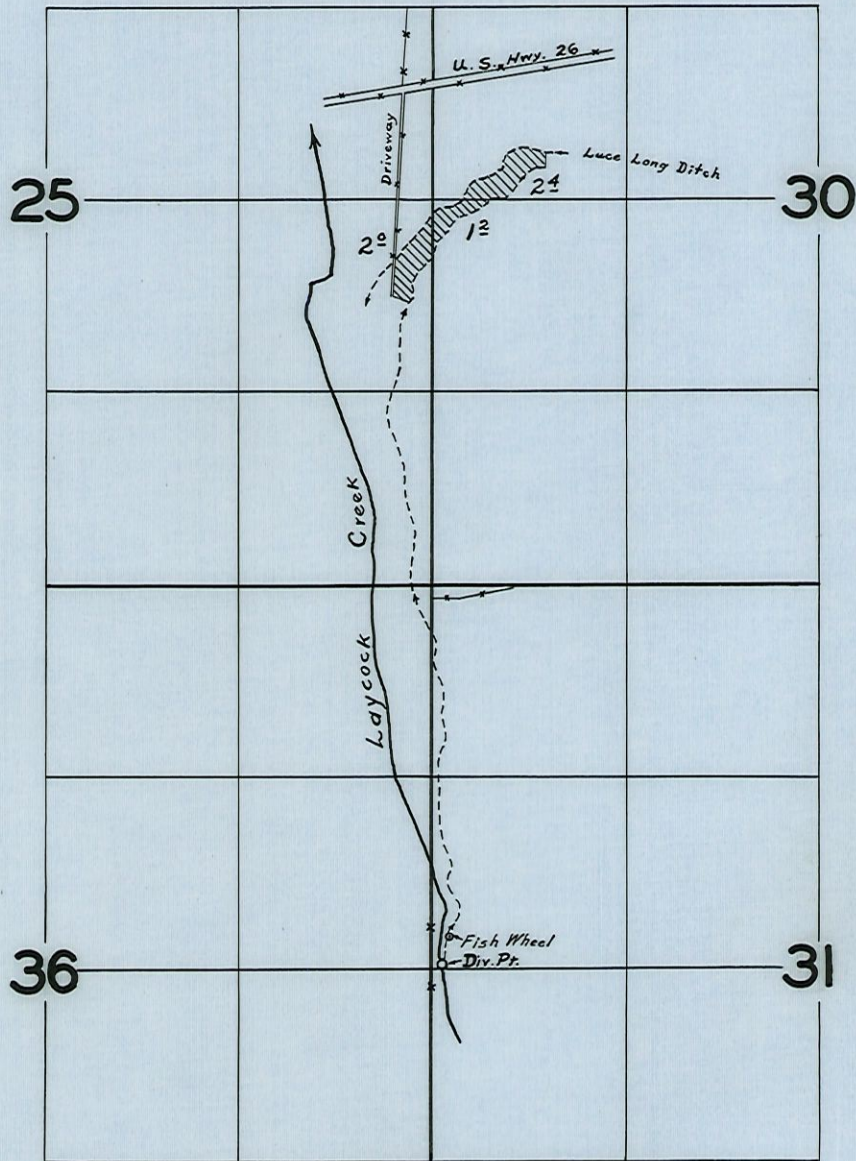
STATE ENGINEER SALEM, OREGON

MAY 1 1958

MAY 1 1958

MAY 2 1959

T. 13S. R. 30 & 31 E. W.M.



**FINAL PROOF SURVEY**  
UNDER

Application No. 32200 Permit No. 25400  
IN NAME OF

JOHN J. SILVERS

Surveyed AUG. 7 1959, by M. BISH

STATE OF OREGON

COUNTY OF GRANT

RECEIVED  
NOV 3 1960  
STATE ENGINEER  
SALEM, OREGON

CERTIFICATE OF WATER RIGHT

This Is to Certify, That JOHN J. SILVERS

of Rt. 3, Box 307-B, Boring, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Laycock Creek a tributary of John Day River for the purpose of irrigation of 5.6 acres

under Permit No. 25400 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon, that the priority of the right hereby confirmed dates from March 19, 1958

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.14 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the SW 1/4, Section 31, T. 13 S., R. 31 E., W.M.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to one-fourtieth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 4 acre feet per acre for each acre irrigated during the irrigation season of each year,

and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

- 2.0 acres NE 1/4 SE 1/4
- Section 25
- T. 13 S., R. 30 E., W.M.
- 2.4 acres SW 1/4 NW 1/4
- 1.2 acres NW 1/4 SW 1/4
- Section 30
- T. 13 S., R. 31 E., W.M.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

THIS IS A DRAFT OF WATER RIGHT CERTIFICATE

See other side for instructions and final proof to be executed by permittee.

RIGHT OF WAY EASEMENT

Anthony J. Bragga and Mabel M. Bragga, husband and wife, and  
RECEIVED OF John J. Silvers and Florence Silvers, husband and wife

one Dollar (\$1.00) and other valuable consideration, for which the undersigned,

Clark Morris and Ramona Morris

his wife, hereby grant and convey unto said parties, forever, the right to  
construct, reconstruct, operate and maintain an Irrigation Ditch over and upon  
a strip of land 12 feet in width, described as follows:

Commencing at a point which is 90.0 ft. S. and 89.0 ft. E. of W<sup>1</sup> corner  
Section 31, T. 13 S., R. 31 E., thence Northerly to a point 300 ft. S. of  
the NW corner of said Section 31. This ditch being approximately 2630 ft.  
in length.

TOGETHER with the right of crossing over our adjoining lands to maintain  
said ditch.

IN WITNESS WHEREOF, we have hereunto set our hands and seals this 20th  
day of February, 1958

WITNESSED BY:

John E. Shaw

Clark Morris (SEAL)  
Ramona Morris (SEAL)

STATE OF OREGON SS.  
COUNTY OF GRANT

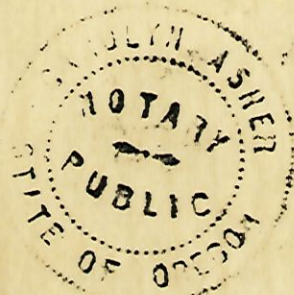
On this day personally appeared before me CLARK MORRIS and RAMONA  
MORRIS, his wife,

to me known to be the individuals described in and who executed the within and  
foregoing instrument, and acknowledged that they signed the same as  
their free and voluntary act and deed, for the purposes therein

mentioned.

Given under my hand and official seal this 20th day of Feb., 1958

Wendell Asher  
Notary public for Oregon  
My Commission expires 10-26-59



Drafted 9 Feb. '60

Permit No. 25400

Application No. 32200

County Grant

*Survey to be met with adj.*

### Proof of Appropriation of Water

Boring Rt. 3 Bx. 307 B -

1. Name John J. Silvers 2. Address John Day, Oregon

3. Source of supply Laycock Creek

Tributary of John Day River

4. Amount of water ~~0.18~~ <sup>0.14</sup> cfs 5. Priority date March 19, 1958 ✓

6. Use irrigation - 1/40th & 4

7. Location of point of diversion ~~NW 1/4 SW 1/4~~ <sup>SW 1/4 NW 1/4 ✓</sup> Sec. 31, Twp. 13 S., Range 31 E., W. M. (Legal Subdivision)

8. The description of land given below corresponds to that found in your permit covering land to be irrigated, or, if for other purposes, the place of use.

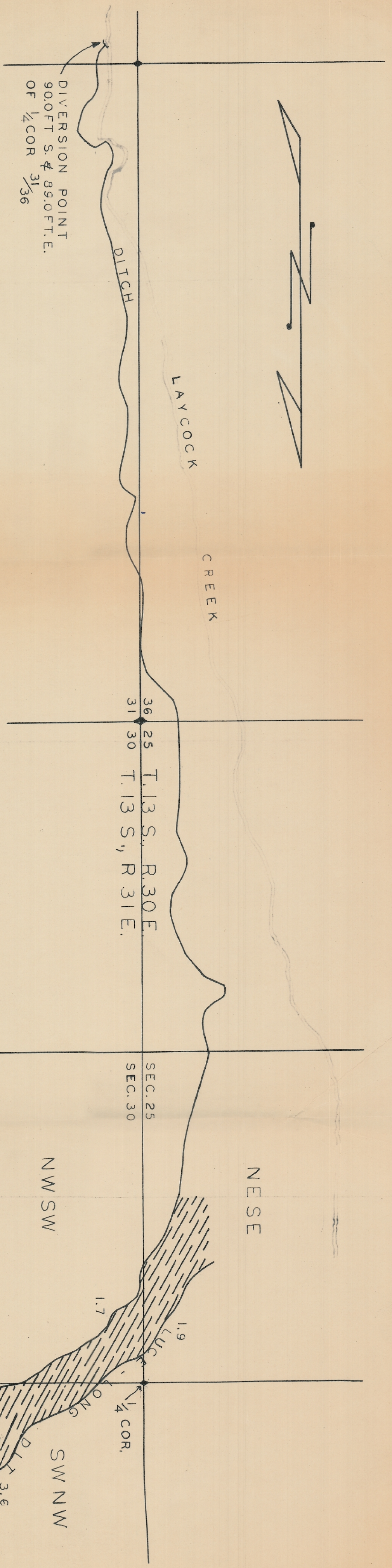
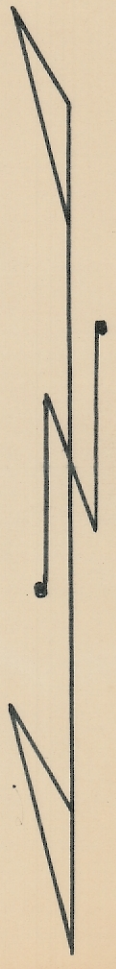
Township	Range	Section	Legal Subdivision	No. Acres Actually Irrigated	
Willamette Meridian					
13 S.	30 E.	25	① NE 1/4 SE 1/4	<del>1.9</del>	2.0 ✓
	31 E.	30	③ NW 1/4 SW 1/4	1.7	1.2 ✓
			② SW 1/4 NW 1/4	3.6	2.4 ✓
			<del>SE 1/4 NW 1/4</del>	<del>0.1</del>	
				7.3	5.6

I have read the above and foregoing proof of appropriation of water; I know the contents thereof, and that the facts therein stated are true.

IN WITNESS WHEREOF, I have hereunto set my hand this \_\_\_\_\_ day of \_\_\_\_\_,

19.....

Aug. 7 '59  
M.B.  
national  
msB



DIVERSION POINT  
90.0 FT S. & 89.0 FT. E.  
OF 1/4 COR 31/36

LAYCOCK  
CREEK

36 25 T. 13 S., R. 30 E.  
31 30 T. 13 S., R. 31 E.

SEC. 25  
SEC. 30

NE SE

NW SW

1/4 COR.

SW NW

DITCH 3.6

SE NW 0.1

PROPOSED IRRIGATION

LANDS

OF  
JOHN J. SILVERS JOHN DAY, ORE.

SCALE 1" = 300 FT.

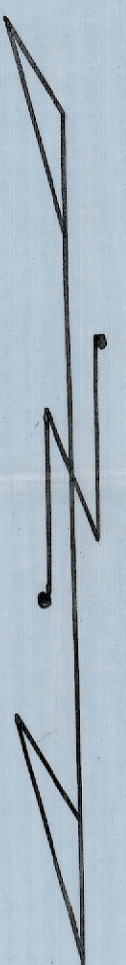
FEBRUARY 1, 1957

REGISTERED  
OREGON  
LAND SURVEYOR

*John Elman*

JOHN J. ELMAN  
280

Application No. 22200  
Permit No. 25400



DIVERSION POINT  
90.0 FT S. & 89.0 FT. E.  
OF 1/4 COR 31/36

DITCH

LAYCOCK  
CREEK

36 25 T. 13 S., R. 30 E.  
31 30 T. 13 S., R. 31 E.

SEC. 25  
SEC. 30

NE SE

NW SW

1.9  
1.7

1/4 COR.

SW NW

DITCH  
3.6

SE NW  
0.1

REGISTERED  
OREGON  
LAND SURVEYOR  
*John E. Shaw*  
NOV. 9, 1951  
JOHN E. SHAW  
280

### PROPOSED IRRIGATION

LANDS  
OF

JOHN J. SILVERS JOHN DAY, ORE.

SCALE 1" = 300 FT. FEBRUARY 1, 1957

RECEIVED  
MAR 19 1958  
STATE ENGINEER  
SALEM, OREGON

Application No. 32200  
Permit No. 25400



STATE OF OREGON  
STATE ENGINEER  
WATER RESOURCES DEPARTMENT  
SALEM  
May 7, 1959

REFER TO 32200  
FILE NO. \_\_\_\_\_

John J. Silvers  
John Day, Oregon

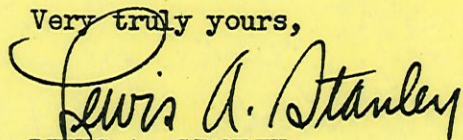
Dear Sir:

This will acknowledge receipt of your notice to the effect that complete application of water has been made under Permit No. 25400.

Pursuant to your report and in line with the general practice of this office a survey will be made at a later date. After this survey, proof may be made and certificate issued covering the actual use of water as found by the engineer. In case of irrigation, any lands described in the permit that have not been irrigated will be automatically eliminated from the water right.

In the meantime, the permit which you hold will be valid evidence of the water right in question so long as you continue to use the water.

Very truly yours,



LEWIS A. STANLEY  
State Engineer

Form 128

April

April 1, 1958

Mr. John J. Silvers  
John Day  
Oregon

Dear Mr. Silvers:

This will acknowledge your application for a permit to appropriate 0.1825 c.f.s. from Laycock Creek for the irrigation of 7.3 acres, the accompanying map, copy of an easement and payment of fees in the amount of \$15 for which our Receipt No. 15594 is enclosed.

The application, which has been examined and given file No. 32200, appears to be in satisfactory form and is being placed in line for approval by issuance of a permit with the next group.

Very truly yours,

LEWIS A. STANLEY  
State Engineer

By  
Chris L. Wheeler  
Assistant

mb  
enc: receipt