

CERTIFICATE NO. 13464

*APPLICATION FOR A PERMIT

To appropriate the Public Waters of the State of Oregon

I, L. H. Wertz and Frank Hurst (Name of applicant) of Eagle Point, Climax Route (Postoffice), County of Jackson, 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 No. 1 & No. 2 Wertz-Hurst Reservoir and Hurst Creek (Name of stream) tributary of Antelope Creek, a tributary of Little Butte Creek

2. The amount of water which the applicant intends to apply to beneficial use is 0.94 cubic feet per second. (If water is to be used from more than one source, give quantity from each)

**3. The use to which the water is to be applied is irrigation, supplemental to (Irrigation, power, mining, manufacturing, domestic supplies, etc.) Permit No. 5678 and 15 acres new

4. The point of diversion is located 888 ft. S and 2062 ft. W from the NE corner of Section 6 (N. or S.) (E. or W.) (Section or subdivision) (If preferable, give distance and bearing to section corner)

(If there is more than one point of diversion, each must be described. Use separate sheet if necessary) being within the NW 1/4, NE 1/4 & SW 1/4, NE 1/4 of Sec. 6, Tp. 38 S, R. 2 E, W. M., in the county of Jackson (Give smallest legal subdivision) (N. or S.) (E. or W.)

5. The main ditches (Main ditch, canal or pipe line) to be 3/4ths mile (Miles or feet) in length, terminating in the NE 1/4, SW 1/4 of Sec. 31, Tp. 37 S, R. 2 E, W. M., the proposed location being shown throughout on the accompanying map. (Smallest legal subdivision) (N. or S.) (E. or W.)

DESCRIPTION OF WORKS

DIVERSION WORKS—

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

(c) If water is to be pumped give general description (Size and type of pump) (Size and type of engine or motor to be used, total head water is to be lifted, etc.)

* A different form of application is provided where storage works are contemplated. ** Applications for permits to appropriate water for the generation of electricity, with the exception of municipalities, must be made to the Hydroelectric Commission. Either of the above forms may be secured, without cost, together with instructions by addressing the State Engineer, Salem, Oregon.

MUNICIPAL OR DOMESTIC SUPPLY—

10. (a) To supply the city of
..... County, having a present population of
(Name of)
and an estimated population of in 193.....

(b) If for domestic use state number of families to be supplied

(Answer questions 11, 12, 13, and 14 in all cases)

11. Estimated cost of proposed works, \$ 100.00

12. Construction work will begin on or before 1 year

13. Construction work will be completed on or before 2 years

14. The water will be completely applied to the proposed use on or before 3 years

L. H. Wertz
Eagle Point, Climax Route

Frank M. Hurst
(Signature of applicant)
Eagle Point, Climax Route

Signed in the presence of us as witnesses:

(1) Clinton A. Smith, Court House, Medford, Ore.
(Name) (Address of witness)

(2)
(Name) (Address of witness)

Remarks: 60 acres of this application are covered by Permit No. 5678
in the name of Nels P. Hansen; the 15 acres new acreage lies in the SW 1/4 NE 1/4
of Section 6, T. 38 S., R. 2 E. W. M.

STATE OF OREGON, }
County of Marion, } ss.

This is to certify that I have examined the foregoing application, together with the accompanying
maps and data, and return the same for

Correction

In order to retain its priority, this application must be returned to the State Engineer, with
corrections on or before November 4 193...5.

WITNESS my hand this 4th day of October, 193...5.

CHAS. E. STRICKLIN

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STATE ENGINEER

Application No. 16075

Permit No. 11903

PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

Division No. District No.

This instrument was first received in the office of the State Engineer at Salem, Oregon,

on the 1st day of October,

1935, at 8:00 o'clock A.M.

Returned to applicant:

Corrected application received:

Approved:

December 10, 1935

Recorded in book No. 33 of

Permits on page 11903

CHAS. E. STRICKLIN

STATE ENGINEER

Drainage Basin No. 15 Page 369-B

Fees Paid \$16.25

STATE OF OREGON, } ss. County of Marion.

PERMIT

This is to certify that I have examined the foregoing application and do hereby grant the same, subject to existing rights and the following limitations and conditions:

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed 0.94 cubic feet per second measured at the point of diversion from the stream, or its equivalent in case of rotation with other water users, from Wertz-Hurst Reservoirs constructed under Application No. 16074, Permit No. 686, and Hurst Creek

The use to which this water is to be applied is irrigation and supplemental irrigation

If for irrigation, this appropriation shall be limited to 1/80th of one cubic foot per second or its equivalent for each acre irrigated; provided that the total quantity diverted for each acre irrigated under this right and any other rights shall not exceed the quantity allowed herein,

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

The priority date of this permit is October 1, 1935

Actual construction work shall begin on or before December 10, 1936 and shall thereafter be prosecuted with reasonable diligence and be completed on or before

Oct. 1, 1937 Extended to Oct. 1, 1938 Extended to Oct. 1, 1939 Extended to Oct. 1, 1941

Complete application of the water to the proposed use shall be made on or before

Oct. 1, 1938 Extended to Oct. 1, 1939 Extended to Oct. 1, 1941

WITNESS my hand this 10th day of December, 1935

CHAS. E. STRICKLIN

STATE ENGINEER