

*APPLICATION FOR A PERMIT

To appropriate the Public Waters of the State of Oregon

I, G. C. Sherier (Name of applicant) of Cave Junction (Postoffice), County of Josephine 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 No

1. The source of the proposed appropriation is French Flat wasteway (Name of stream), a tributary of East Fork of Illinois River

2. The amount of water which the applicant intends to apply to beneficial use is One-half cubic feet per second. one source (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 (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 1290 ft. S. and 248 ft. E. from the northwest corner of Section Two (2), Twp. 40 S. Range 8 West, Willamette Meridian. (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 Northwest 1/4 of northwest 1/4 of Sec. 2, Tp. 40 S. (Give smallest legal subdivision) (N. or S.)

R. 8 W., W. M., in the county of Josephine (E. or W.)

5. The Ditches (Main ditch, canal or pipe line) to be about 1 mile (total) (Miles or feet) in length, terminating in the SW 1/4 of SW 1/4 & NW 1/4 of SW 1/4 of Sec. 35, Tp. 39 S. (Smallest legal subdivision) (N. or S.)

R. 8 W., W. M., the proposed location being shown throughout on the accompanying map. (E. or W.)

DESCRIPTION OF WORKS

DIVERSION WORKS—

6. (a) Height of dam 4 feet, length on top 40 feet, length at bottom 30 feet; material to be used and character of construction Earth, log and rock, wasteway over. (Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate Timber, one opening 2' x 5' (Timber, concrete, etc., number and size of openings)

(c) If water is to be pumped give general description no (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.

CANAL SYSTEM OR PIPE LINE—

7. (a) Give dimensions at each point of canal where materially changed in size, stating miles from headgate. At headgate: width on top (at water line) 4.0 feet; width on bottom 2.0 feet; depth of water 1.0 feet; grade 5.0 feet fall per one thousand feet.

(b) At _____ miles from headgate: width on top (at water line) _____ feet; width on bottom _____ feet; depth of water _____ feet; grade _____ feet fall per one thousand feet.

(c) Length of pipe, none ft.; size at intake, _____ in.; size at _____ ft. from intake _____ in.; size at place of use _____ in.; difference in elevation between intake and place of use, _____ ft. Is grade uniform? _____ Estimated capacity, _____ sec. ft.

8. Location of area to be irrigated, or place of use _____

Township	Range	Section	Forty-acre Tract	Number Acres To Be Irrigated
39 S.	8 W.	35	SW $\frac{1}{4}$ of NW $\frac{1}{4}$ (Lot 8)	2
			NW $\frac{1}{4}$ of SW $\frac{1}{4}$	20
			SW $\frac{1}{4}$ of SW $\frac{1}{4}$	2
40 S.	8 W.	2	NW $\frac{1}{4}$ of NW $\frac{1}{4}$	<u>1</u>
				25

(If more space required, attach separate sheet)

(a) Character of soil "Kirby" loam, gravelly.
 (b) Kind of crops raised Hay, corn, garden.

POWER OR MINING PURPOSES—

9. (a) Total amount of power to be developed none theoretical horsepower.
 (b) Quantity of water to be used for power _____ sec. ft.
 (c) Total fall to be utilized _____ feet.
 (Head)
 (d) The nature of the works by means of which the power is to be developed _____

(e) Such works to be located in _____ of Sec. _____,
 (Legal subdivision)
 Tp. _____, R. _____, W. M.
 (No. N. or S.) (No. E. or W.)

(f) Is water to be returned to any stream? _____
 (Yes or No)

(g) If so, name stream and locate point of return _____
 _____, Sec. _____, Tp. _____, R. _____, W. M.
 (No. N. or S.) (No. E. or W.)

(h) The use to which power is to be applied is _____

(i) The nature of the mines to be served _____

MUNICIPAL OR DOMESTIC SUPPLY—

10. (a) To supply the city of No
..... 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, \$ 200.00
- 12. Construction work will begin on or before May 1, 1937.
- 13. Construction work will be completed on or before July 15, 1937.
- 14. The water will be completely applied to the proposed use on or before August 1, 1937.

G. C. Sherier
(Signature of applicant)
Cave Junction, Oreg.

Signed in the presence of us as witnesses:

- (1) E. E. Wagstaff Cave Junction, Oreg.
(Name) (Address of witness)
- (2) Earl K. Nixon O'Brien, Oreg.
(Name) (Address of witness)

Remarks: French Flat wasteway is a natural water course beginning in the NE 1/4 of Sec. 22, 40 - 8 and meandering nearly north through Secs. 15, 10 and 3, dipping east for a few hundred feet into Sec. 2, at the point of diversion. It carries the run-off and at times the excess waste mine water from the Esterly mine (Waldo and Scotch Gulch ditches - priority 1853 - all-year mining rights) and empties into the East Fork of the Illinois river. The applicant herein understands that as the French Flat wasteway is not the regular outlet of the Esterly mine water (same being through the Logan cut into the West Fork of the Illinois), he may not demand that Esterly waste water be diverted into said French Flat wasteway to satisfy this right, at any time.

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

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

WITNESS my hand this day of, 193.....

STATE ENGINEER

Application No. 16887

Permit No. 12643

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 15th day of May

1937, at 8:00 o'clock A.M.

Returned to applicant:

Corrected application received:

Approved:

June 11, 1937

Recorded in book No. 35 of

Permits on page 12643

CHAS. E. STRICKLIN

STATE ENGINEER

Drainage Basin No. 15 Page 56

Fees Paid \$9.50

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 0.50 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 French Flat Wasteway, tributary East Fork Illinois River

The use to which this water is to be applied is Irrigation

If for irrigation, this appropriation shall be limited to 1/50th of one cubic foot per second or its equivalent for each acre irrigated throughout the irrigation season from April 1st to November 1st of each year,

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 May 15, 1937

Actual construction work shall begin on or before June 11, 1938 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1939

Complete application of the water to the proposed use shall be made on or before October 1, 1940

WITNESS my hand this 11th day of June, 1937

CHAS. E. STRICKLIN

STATE ENGINEER