

\*APPLICATION FOR A PERMIT

EXHIBIT NO. 12203

To appropriate the Public Waters of the State of Oregon

I, Emmitt Overman and R. E. Overman (Name of applicant) of Myrtle Creek (Postoffice), County of Douglas, 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 Unnamed basin where snow accumulates (Name of stream), a tributary of Myrtle Creek

2. The amount of water which the applicant intends to apply to beneficial use is 1.0 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 Placer Mining (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 600 ft. South and 200 to 200 ft. East from the Center corner of Section 14, T. 28 S., R. 4 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 NE 1/4, SW 1/4 & NW 1/4, SE 1/4 of Sec. 14, Tp. 28 S., R. 4 W., W. M., in the county of Douglas (Give smallest legal subdivision) (N. or S.) (E. or W.)

5. The Ditch (Main ditch, canal or pipe line) to be 2650 feet (Miles or feet) in length, terminating in the NE 1/4, NW 1/4 of Sec. 23, Tp. 28 S., R. 4 W., 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— No Dam Required

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

**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) 3.0 feet; width on bottom 1.5 feet; depth of water 0.5 feet; grade  $\frac{1}{2}$ " to rod            feet fall per one thousand feet.

(b) At 1650 feet ~~miles~~ from headgate: width on top (at water line) 1.0 feet; width on bottom 1.0 feet; depth of water 0.5 feet; grade 1" to rod            feet fall per one thousand feet.

(c) Length of pipe,            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
<u>28 S.</u>	<u>4 W.</u>	<u>23</u>	<u>NE<math>\frac{1}{4}</math> NW<math>\frac{1}{4}</math></u>	
			<u>SE<math>\frac{1}{4}</math> NW<math>\frac{1}{4}</math></u>	
			<u>SW<math>\frac{1}{4}</math> NW<math>\frac{1}{4}</math></u>	
			<u>NW<math>\frac{1}{4}</math> NW<math>\frac{1}{4}</math></u>	

(If more space required, attach separate sheet)

(a) Character of soil             
 (b) Kind of crops raised           

**POWER OR MINING PURPOSES—**

9. (a) Total amount of power to be developed            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  
(Yes or No)

(g) If so, name stream and locate point of return North Myrtle Creek  
SW $\frac{1}{4}$  SE $\frac{1}{4}$ , Sec. 23, Tp. 28 S., R. 4 W., 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 Placer

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 One year after approval .....
- 13. Construction work will be completed on or before Two years after approval .....
- 14. The water will be completely applied to the proposed use on or before Three years after approval. ....

..... R. E. Overman  
(Signature of applicant)

..... Emmitt Overman

Signed in the presence of us as witnesses:

(1) .....  
(Name) (Address of witness)

(2) .....  
(Name) (Address of witness)

Remarks: Water covered by this application originates from snow in a small basin and seeps into Myrtle Creek Mining ditch for a distance of 400 feet along ditch. M. C. M. ditch used for a distance of 1650 feet and lateral from that point to property to be mined. M. C. M. ditch owned at one time by Myrtle Creek Mining Company who last used it in 1908. Company now dissolved. No taxes being paid on ditch.

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 Permission from County Court

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before December 23, 1937.

WITNESS my hand this 23rd day of November, 1937.

..... CHAS. E. STRICKLIN,  
STATE ENGINEER

Application No. 17095

Permit No. 12834

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 16th day of September

1937, at 9:45 o'clock A. M.

Returned to applicant:

Corrected application received:

Approved:

January 21, 1938

Recorded in book No. 36 of

Permits on page 12834

CHAS. E. STRICKLIN.

STATE ENGINEER

Drainage Basin No. 16 Page 35

Fees Paid \$10.00

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 1.0 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

Unnamed Basin

The use to which this water is to be applied is Placer Mining

If for irrigation, this appropriation shall be limited to of one cubic foot per second

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 September 16, 1937.

Actual construction work shall begin on or before January 21, 1939 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 21st day of January, 1938

CHAS. E. STRICKLIN.

STATE ENGINEER