

*APPLICATION FOR A PERMIT CERTIFICATE NO. 14430

To appropriate the Public Waters of the State of Oregon

I, Frank E. Bybee, Administrator of the Estate of J.W. Bybee, deceased
of Medford, 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 Walker Creek, a tributary of Rogue River

2. The amount of water which the applicant intends to apply to beneficial use is 0.94 cubic feet per second.

**3. The use to which the water is to be applied is Irrigation and stock use. See separate sheet.

4. The point of diversion is located ft. and ft. from the corner of (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 of Sec., Tp., R., W. M., in the county of

5. The to be in length, terminating in the of Sec., Tp., R., W. M., the proposed location being shown throughout on the accompanying map.

DESCRIPTION OF WORKS

DIVERSION WORKS— See separate sheet.

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

(b) Description of headgates - timber

(c) If water is to be pumped give general description

(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.

(Separate sheet - F. E. Bybee application)

Sec. 4 - Upper diversion is located South $29^{\circ} 00'$ East 1524.0 feet from the Northwest corner of Section 29, Tp. 37 S., R. 2 West, W.M., being within the $SW\frac{1}{4}$ of the $NW\frac{1}{4}$ of said Sec. 29.

Middle diversion is located South $35^{\circ} 10'$ East 1633.0 feet from the said NW corner of Sec. 29, being within the $SW\frac{1}{4}$ of the $NW\frac{1}{4}$ of said Sec. 29.

Lower diversion is located South $49^{\circ} 23'$ East 2260.6 feet from the said NW corner of Sec. 29, being within the $SE\frac{1}{4}$ of the $NW\frac{1}{4}$ of said Sec. 29.

Sec. 5- Canal from upper diversion is .55 mile in length, terminating in the $SE\frac{1}{4}$ of the $NW\frac{1}{4}$ of Sec. 29.

Canal from middle diversion is 325 feet in length, terminating in the $NE\frac{1}{4}$ of the $NW\frac{1}{4}$ of said Sec. 29.

Canal from lower diversion is 220 feet in length, terminating in the $SE\frac{1}{4}$ of the $NW\frac{1}{4}$ of said Sec. 29.

Sec. 6 - (a) Upper Div. is 2.0' high, length top 30.0', bottom 25.0'
 Middle " " 3.0' " " " 20.0' " 15.0'
 Lower " " 2.0' " " " 18.0' " 15.0'

All diversions are of rock and brush construction, with wasteways over the top.

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 Is completed.
- 13. Construction work will be completed on or before
- 14. The water will be completely applied to the proposed use on or before June 1", 1938

Frank E. Bybee
(Signature of applicant)

Signed in the presence of us as witnesses:

- (1) Lucile F. Murry, Medford, Oregon
(Name) (Address of witness)
- (2) H. K. Hanna, Jacksonville, Oregon
(Name) (Address of witness)

Remarks:

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. 17418

Permit No. 13150

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 22nd day of April,

1938, at 1:00 o'clock P.M.

Returned to applicant:

Corrected application received:

Approved:

November 28, 1938

Recorded in book No. 37 of

Permits on page 13150

CHAS. E. STRICKLIN

STATE ENGINEER

Drainage Basin No. 15 Page 75

Fees Paid \$21.25

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

Walker Creek

The use to which this water is to be applied is Irrigation and Stock, being 0.92 c.f.s. for irrigation and 0.02 c.f.s. for stock.

If for irrigation, this appropriation shall be limited to 1/80th of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion at the stream of not to exceed 0.75 acre foot per acre for each acre irrigated during any 30-day period and shall be still further limited to a diversion at the stream of not to exceed 4.5 acre feet per acre for each acre irrigated during the irrigation season from April 2 to October 31, of each year and shall be limited still further to a total diversion of 0.92 c.f.s. 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 April 22, 1938.

Actual construction work shall begin on or before November 28, 1939 and shall thereafter be prosecuted with reasonable diligence and be completed on or before

October 1, 1940

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

October 1, 1941

WITNESS my hand this 28th day of November, 1938.

CHAS. E. STRICKLIN

STATE ENGINEER