

*APPLICATION FOR A PERMIT CERTIFICATE NO. 14216

To appropriate the Public Waters of the State of Oregon

I, W. H. Peninger (Name of applicant)

of Route No. 1, Central Point (Post office), 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 Bear Creek (Name of stream)

, a tributary of Rogue

2. The amount of water which the applicant intends to apply to beneficial use is 0.29 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 (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located _____ ft. (N. or S.) and _____ ft. (E. or W.) from the corner of _____ (Section or subdivision)

S 56° - 30' E, 4435 feet from the NW corner of Section 28, T. 36 S., R. 2 W., (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 SW 1/4 NE 1/4 (Give smallest legal subdivision) of Sec. 28, Tp. 36 S. (N. or S.)

R. 2 W. (E. or W.), W. M., in the county of Jackson

5. The _____ (Main ditch, canal or pipe line) to be 1/2 mile (Miles or feet) in length, terminating in the SE 1/4 NW 1/4 (Smallest legal subdivision) of Sec. 28, Tp. 36 S. (N. or S.)

R. 2 W. (E. or W.), W. M., the proposed location being shown throughout on the accompanying map.

DESCRIPTION OF WORKS

DIVERSION WORKS—

6. (a) Height of dam 5 feet, length on top 80 feet, length at bottom 60 feet; material to be used and character of construction lumber, dirt and rock (Loose rock, concrete, masonry, waste way over rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate 5' x 5' x 5' lumber box sump (Timber, concrete, etc., number and size of openings)

(c) If water is to be pumped give general description 3" Parana centrifugal (Size and type of pump) 7 1/2 H.P. Electric; General Electric (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) 2.0 feet; width on bottom 1.5 feet; depth of water 1.0 feet; grade very flat grade feet fall per one thousand feet.

(b) At ... miles from headgate: width on top (at water line) same size full length ... feet; width on bottom ... feet; depth of water ... feet; grade ... feet fall per one thousand feet. 500 ft. x 2 ft. wide x 12" deep flume

(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

Table with 5 columns: Township, Range, Section, Forty-acre Tract, Number Acres To Be Irrigated. Row 1: 36 S., 2 W., 28, SE 1/4 NW 1/4, 15. Row 2: SW 1/4 NE 1/4, 8. Total: 23.

(If more space required, attach separate sheet)

(a) Character of soil loam and granite

(b) Kind of crops raised clover and garden

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 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
..... County, having a present population of
(Name of)
and an estimated populatoin 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, \$ 600.00.....

12. Construction work will begin on or before one 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.....

William Henry Peninger.....
(Signature of applicant)

Central Point.....

Jackson County.....

Signed in the presence of us as witnesses:

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

(2)
(Name) (Address of witness)

Remarks: Releasement from the M.I.D., and the R.R.V.I.D. accompanies this
application stating that the use of this water on these lands is subsequent to
and by permission of the above irrigation districts.

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. 17861

Permit No. 13542

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 28th day of March, 1939, at 1:00 o'clock P.M.

Returned to applicant:

Corrected application received:

Approved:

May 6, 1939

Recorded in book No. 38 of

Permits on page 13542

CHAS. E. STRICKLIN

STATE ENGINEER

Drainage Basin No. 15 Page 76

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 0.29 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 Bear Creek

The use to which this water is to be applied is 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 and shall be further limited to a diversion of not to exceed 4 1/2 acre feet per acre during the irrigation season from April 2, to October 31, 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 March 28, 1939

Actual construction work shall begin on or before May 6, 1940 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1941

Complete application of the water to the proposed use shall be made on or before October 1, 1942

WITNESS my hand this 6th day of May, 1939

CHAS. E. STRICKLIN

STATE ENGINEER