

* APPLICATION FOR A PERMIT

To Appropriate the Public Waters of the State of Oregon

I, Henry Kerby (Name of applicant) of Ashland, Route 1 (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 Drainage & Seepage from No. 1 (West), No. 2 (Middle), No. 3 (East) Draws, a tributary of Bear Creek in Neil Creek Watershed.

2. The amount of water which the applicant intends to apply to beneficial use is 0.17 cubic feet per second, being 0.08 c.f.s. from No. 1; 0.05 c.f.s. from No. 2; 0.04 c.f.s. from No. 3.

**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. and ft. from the corner of See Under "Remarks" (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. 30, Tp. 39 S., R. 2 E., W. M., in the county of

5. The Ditches to be 1/3 miles in length, terminating in the NE 1/4 SW 1/4 of Sec. 30, Tp. 39 S., R. 2 E., W. M., the proposed location being shown throughout on the accompanying map.

DESCRIPTION OF WORKS

Diversion Works—

6. (a) Height of dam 2 feet, length on top 5 feet, length at bottom feet; material to be used and character of construction dirt and rock (Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate direct from source (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 Hydro-electric 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 19.....

(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, \$.....
- 12. Construction work will begin on or before
- 13. Construction work will be completed on or before
- 14. The water will be completely applied to the proposed use on or before

Henry Kerby
(Signature of applicant)

Ashland, Oregon

Signed in the presence of us as witnesses:

- (1)
(Name) (Address of witness)
- (2)
(Name) (Address of witness)

Remarks: Water to be appropriated is seepage and runoff from irrigation above. This is in the Neil Creek Valley, but water in these two draws would be tributary to Neil Creek, only in case of flood.

No. 1 Diversion is 1337 feet N. and 404 feet W. of the S $\frac{1}{4}$ Corner of Section 30, being within the NE $\frac{1}{4}$ SW $\frac{1}{4}$.

No. 2 Diversion is 1317 feet N. and 455 feet W. of the S $\frac{1}{4}$ Corner of Section 30, being within the SE $\frac{1}{4}$ SW $\frac{1}{4}$.

No. 3 Diversion is 1304 feet N. and 727 feet W. of the S $\frac{1}{4}$ Corner of Section 30, being within the SE $\frac{1}{4}$ SW $\frac{1}{4}$.

All diversions being within Section 30, Township 39 South, Range 2 East, 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

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before, 194.....

WITNESS my hand this day of, 194.....

STATE ENGINEER

Application No. 19251

Permit No. 14857

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 8th day of April, 1941, at 8:00 o'clock A.M.

Returned to applicant:

Corrected application received:

Approved:

June 12, 1941

Recorded in book No. 36 of

Permits on page 14857

CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. 15 Page 23

Fees Paid \$9.50

STATE OF OREGON

County of Marion,

ss

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 0.17 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 Drainage and Seepage from No. 1 (West), No. 2 (Middle), and No. 3 (East) Draws in Neil Creek Watershed, being 0.08 c.f.s. from No. 1, 0.05 c.f.s. from No. 2, and 0.04 c.f.s. from No. 3.

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 for each acre irrigated 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 April 8, 1941

Actual construction work shall begin on or before June 12, 1942 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1943

Complete application of the water to the proposed use shall be made on or before October 1, 1944

WITNESS my hand this 12th day of June, 1941

CHAS. E. STRICKLIN STATE ENGINEER