

"Superseded by 48648 + 55433 .. CERTIFICATE NO. 21152  
Cert. No. 48648 + 55433

ASSIGNED, Sec. Misc. Rec. Vol. 3 Page 415

\* APPLICATION FOR A PERMIT

# To Appropriate the Public Waters of the State of Oregon

I, L. O. McHenry (Name of applicant)  
of Tenmile (Post office), 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 Tenmile Creek (tributary to Looking Glass Creek) (Name of stream), a tributary of So. Umpqua River

2. The amount of water which the applicant intends to apply to beneficial use is 25/80ths of a 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 100 ft. N and 1025 ft. E from the S.W. corner of E<sup>1</sup>/<sub>2</sub> of Donation Land Claim of Thomas Olliwant and wife, being Claim No. 51 in Sec. 28, Tp. 28 S., Rg. 7 W., W. M. (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 SW<sup>1</sup>/<sub>4</sub> SE<sup>1</sup>/<sub>4</sub> of Sec. 28, Tp. 28 S., R. 7 W., W. M., in the county of Douglas (Give smallest legal subdivision) (N. or S.) (E. or W.)

5. The Pipe Line to be Approx. 1000 feet in length, terminating in the S<sup>1</sup>/<sub>2</sub> SE<sup>1</sup>/<sub>4</sub> of Sec. 28, Tp. 28 S., R. 7 W., W. M., the proposed location being shown throughout on the accompanying map. (Main ditch, canal or pipe line) (Miles or feet) (Smallest legal subdivision) (N. or S.) (E. or W.)

### DESCRIPTION OF WORKS

#### Diversion Works—

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 1 1/2 inch Centrifugal High head - low speed pump Probably 5 H. P. Electric Motor - (If unable to secure electric power will use gasoline engine.) Water to be lifted approx. 20 feet to pipe line. (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.

**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) ..... feet; width on bottom ..... feet; depth of water ..... feet; grade ..... 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, ..... 1000 ..... ft.; size at intake, ..... 3 ..... in.; size at ..... ft. from intake ..... in.; size at place of use ..... 3 ..... in.; difference in elevation between intake and place of use, ..... 20 ..... ft. Is grade uniform? ..... yes ..... Estimated capacity, ..... sec. ft.

8. Location of area to be irrigated, or place of use Approx. 25 acres in S $\frac{1}{2}$  SE $\frac{1}{4}$  28-28 S. 7 W

Township	Range	Section	Forty-acre Tract	Number Acres To Be Irrigated
28 S	7 W	28	SW $\frac{1}{4}$ SE $\frac{1}{4}$	19 $\frac{1}{8}$
28 S	7 W	28	SE $\frac{1}{4}$ SE $\frac{1}{4}$	5 $\frac{1}{2}$

Property on which water is to be used is more explicitly described below: E $\frac{1}{2}$  of Donation Land Claim of Thomas Ollivant and wife, being Claim #51 in Sec. 28, Twp. 28, South Range 7 West of the Willamette Meridian, containing 159.98 acres, more or less, in Douglas County, Oregon, excepting lands beginning at a point on center line of the Ten Mile County Road which bears North 46.8 feet North 89° 35' E. 2724.7 feet, from the N. E. corner of Ira Hull D.L.C. #54 in Twp. 28 S. Range 7 W. thence S. along the center line of 40 foot right of way 1044 feet to the N. line of the Coos Bay Highway and containing 96/100 of an acre, more or less. Also excepting lands commencing 13 rods N. of the D.L.C. of Thomas Ollivant #51 in Sec. 28 Twp. 28 S. Range 7 W.; thence S. 13 rods; thence W. 13 rods; thence Northeasterly to the place of beginning.

(If more space required, attach separate sheet)

(a) Character of soil ..... Sandy Loam - Creek Bottom

(b) Kind of crops raised ..... Alfalfa & Clover

**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 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, \$ 1000.00 .....
- 12. Construction work will begin on or before Sept. 15, 1945 .....
- 13. Construction work will be completed on or before 60 days from date of Commencement.
- 14. The water will be completely applied to the proposed use on or before Summer of 1946 .....

(Sgd) L. O. McHenry  
(Signature of applicant)

Signed in the presence of us as witnesses:

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

Remarks: I propose to use a pressure sprinkler system. The pipe line mentioned above is the main line only and lateral lines will be attached to this main line at intervals so as to properly cover the land. These laterals will be movable.

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

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Application No. 20495

Permit No. 15999

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 25th day of September, 1944, at 8:30 o'clock A. M.

Returned to applicant:

Corrected application received:

Approved:

December 11, 1944

Recorded in book No. 39 of

Permits on page 15999

CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. 16 Page 36

Fees Paid \$9.50

STATE OF OREGON

PERMIT

County of Marion, } ss

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 0.313 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 Tenmile 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 2 1/2 acre feet per acre for each acre irrigated during the irrigation season 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 September 25, 1944

Actual construction work shall begin on or before December 11, 1945 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1946 Extended to Oct. 1, 1949 Extended to Oct. 1, 1951

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

October 1, 1947 Extended to Oct. 1, 1949 Extended to Oct. 1, 1951

WITNESS my hand this 11th day of December, 1944.

CHAS. E. STRICKLIN STATE ENGINEER