

* APPLICATION FOR PERMIT

15690

To appropriate the Public Waters of the State of Oregon

I, C. R. Elbert (Name of applicant) of Eagle Point (Mailing address), P. O. Box 1107, 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 Little Butte Creek (Name of stream), a tributary of Rogue River

2. The amount of water which the applicant intends to apply to beneficial use is 0.04 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. and ft. from the corner of (N. or S.) (E. or W.) (Section or subdivision)

600 feet N.E. from 1/4 Cor. between Sec. 31, T. 35 S., R. 1 E., W.M. and Sec. 6, T. 36 S., R. 1 E., W.M.

(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 SE 1/4 of Sec. 31, Tp. 35 S., R. 1 E., W.M., in the county of Jackson

5. The Little Butte Irr. Co. ditch to be 2 miles in length, terminating in the NE 1/4 SW 1/4 of Sec. 35, Tp. 36 S., R. 1 W., W.M., the proposed location being shown throughout on the accompanying map.

DESCRIPTION OF WORKS

Diversion Works—

6. (a) Height of dam 2.5 feet, length on top 50 feet, length at bottom 50 feet; material to be used and character of construction concrete structure

(b) Description of headgate 5 & 8 ft. concrete with screw gate

(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.

**Application 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) 6 feet; width on bottom 4 feet; depth of water 1.5 feet; grade 1 feet fall per one thousand feet.

(b) At 1 miles from headgate: width on top (at water line) 5 feet; width on bottom 4 feet; depth of water 1 feet; grade 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>36</u>	<u>1 W</u>	<u>35</u>	<u>NE 1/4 SE 1/4</u>	<u>3.</u>

(If more space required, attach separate sheet)

(a) Character of soil black loam
 (b) Kind of crops raised 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, \$ 150.00
- 12. Construction work will begin on or before 1 year from date of priority.....
- 13. Construction work will be completed on or before 2 yrs. from date of priority.....
- 14. The water will be completely applied to the proposed use on or before 3 yrs. from date of priority.....

(Sgd) C. R. Elbert
(Signature of applicant)

P. O Box 1107 Eagle Point Ore,

Remarks: Description of land to be Conveyed by Herried and wife to C. R. Elbert and
and Bessie Elbert, his wife. Copied from contract.

Beginning at a point on the South line of State Highway No. 236 from which the
northeast corner of Section 35, Township 35, South of Range 1 west of the Willamette
Meridian, in Jackson County, Oregon, bears north 1326.9 feet and east 808 feet; thence
south 0°-07' west 1788 feet to a 1" x 36" galvanized pipe on the boundary line
between Donation Land Claims Nos. 38 and 39, said Township and Range (from which point
the southwest corner of said Donation Land Claim No. 38 bears South 0°-02' West 1493.7
feet) for a true point of beginning, and from said true point of beginning, thence south
0°-02' west, along the boundary line between said Claims Nos. 38 and 39, 102.0 feet
along the boundary line between said Claims Nos. 38 and 39, 102.0 feet to the center
of the channel of Little Butte Creek; thence along the channel of said creek, as follows:
south 38°-09' west 849.7 feet, south 72°-45' West 177.3 feet, north 57°-00' west 173.0
feet, south 87°-36' west 273.4 feet, south 78°-42' west 155.9 feet, south 20°-51' west
185.5 feet (from which a 1" iron pin set in the bed rock bears south 53° east 39.1 feet)
and south 32°-11' west 321.24 feet; thence leaving the channel of said Creek north 1°-42'
west 206.3 feet more or less to the south line of said State Highway; thence north 28°-
29' east 133.7 feet along the southerly line fo said Highway; thence continuing along the
southerly line of said Highway on the arc of a curve, to the right, the radius of which
is 543.0 feet, a distance of 281.3 feet; thence north 58°-10' east 1095.8 feet continuing
along the said southerly line of Highway; thence continuing along the said southerly line
of Highway on the arc of a curve, to the right of radius of which is 543.0 feet, a dis-
tance of 152.0 feet; thence north 74°-37' east 191.4 feet more or less to the point of
beginning, containing 10.10 acres more or less.

Permission to use canal granted by L.B.Irr. Co.

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 correc-
tions on or before, 194.....

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

Application No. 22335

Permit No. 17808

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 11th day of March, 1947 at 1:00 o'clock P. M.

Returned to applicant:

Corrected application received:

Approved:

July 3, 1947

Recorded in book No. 43 of

Permits on page 17808

CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. 15 Page 29

Fees Paid \$10.00

PERMIT

STATE OF OREGON, } ss County of Marion,

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 0.04 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 Little Butte 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 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 March 14, 1947

Actual construction work shall begin on or before July 3, 1948 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1949

Complete application of the water to the proposed use shall be made on or before October 1, 1950

WITNESS my hand this 3rd day of July, 1947

CHAS. E. STRICKLIN STATE ENGINEER