

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, John W. Stewart

(Name of applicant)

of Bear Creek Motel, Route 3, Box 386-B, Medford, Oregon

(Mailing address)

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 unnamed stream

(Name of stream)

Bear Creek, a tributary of Rogue River

2. The amount of water which the applicant intends to apply to beneficial use is irrigation

cubic feet per second. 0.012

(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 950 ft. S. and 10 ft. W. from the

(N. or S.)

(E. or W.)

corner of Section 5

(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 NE 1/4 NW 1/4 of Sec. 5, Tp. 36 S., R. 1 W.

(Give smallest legal subdivision)

(N. or S.)

R. 1 W., W. M., in the county of Jackson

5. The sprinkler system pipe to be 200 feet

(Main ditch, canal or pipe line)

(Miles or feet)

in length, terminating in the NE 1/4 NW 1/4 of Sec. 5, Tp. 36 S., R. 1 W.

(Smallest legal subdivision)

(N. or S.)

R. 1 W., W. M., the proposed location being shown throughout on the accompanying map.

(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)

sump extended from stream for pumping site.

(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 12" centrifugal pump

(Size and type of pump)

electric motor, total lift ft.

(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) 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, 500 ft.; size at intake, 1 1/2 in.; size at ft. from intake in.; size at place of use 1 1/2 in.; difference in elevation between intake and place of use, 6 ft. Is grade uniform? yes Estimated capacity, sec. ft. sprinkler system.

8. Location of area to be irrigated, or place of use

Township	Range	Section	Forty-acre Tract	Number Acres To Be Irrigated
38 S.	1 W.	5	NE 1/4 NW 1/4	1

Land description as copied from Warranty Deed, recorded Book 262, P. 541

Property description for:

John William Stewart and Roberta Marian Stewart, husband & wife and Neil I. Reed, a single man.

Beginning at a point at the northeast corner of Lot Three (3) of Gold Range Orchards, in Jackson County, Oregon, according to the Official plat thereof, now of record; thence West, to the easterly line of the Pacific Highway; thence South-easterly, along the easterly line of the Pacific Highway, to the point of intersection with the east line of said Lot Three (3); thence North, along the east line of said Lot, to the point of beginning.

(If more space required, attach separate sheet)

(a) Character of soil COTTON

(b) Kind of crops raised lawn, garden, & trees.

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

PERMIT

STATE OF OREGON,

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 0.012 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 an unnamed stream

The use to which this water is to be applied is irrigation

If for irrigation, this appropriation shall be limited to 1/30th 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 of each year, and shall be still further limited to a diversion of not to exceed 0.012 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 September 27, 1951

Actual construction work shall begin on or before March 31, 1953 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1954

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

October 1, 1955

WITNESS my hand this 31st day of March 1952

Charles E. Shickler STATE ENGINEER

Permits for power development are subject to the payment of annual fees as provided in sections 1 and 2, chapter 74, Oregon Laws 1933.

Application No. 5542
Permit No. 118

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 27 day of September 1951, at 1:00 o'clock P. M.

Returned to applicant:

Corrected application received:

Approved:

Recorded in book No. of

Permits on page 21778

STATE ENGINEER

Drainage Basin No. 15 Page 24A

Fees Paid