

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, D. D. Lucas (Name of applicant)

of Agness, Oregon (Name of town)

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 Fall Creek (Name of stream)

a tributary of Illinois River

2. The amount of water which the applicant intends to apply to beneficial use is 0.650

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 Domestic, irrigation and stock (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 175 ft. North and 35 ft. East from the SE corner of SE 1/4 of the NE 1/4 of section 18, T. 35 S., R. 11 W., 7. N. (N. or S.) (E. or 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 SE 1/4 of the NE 1/4 W.M. of Sec. 18, Tp. 35 S., R. 11 W., W.M., in the county of Curry (Give smallest legal subdivision) (N. or S.)

(E. or W.)

5. The Pipe line to be 3785 feet (Main ditch, canal or pipe line) (Miles or feet)

in length, terminating in the Lot 1 of Sec. 18, Tp. 35 S., R. 11 W., W.M., the proposed location being shown throughout on the accompanying map. (Smallest legal subdivision) (N. or S.)

(E. or W.)

DESCRIPTION OF WORKS

Diversion Works—

6. (a) Height of dam 2 feet, length on top 12 feet, length at bottom

10 feet; material to be used and character of construction (Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

Wood and Earth Fill wall

(b) Description of headgate (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 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, 3785 ft.; size at intake, 6 in.; size at ..... 20 ft. from intake 4 feet; size at place of use ..... 3 in.; difference in elevation between intake and place of use, 130 ft. Is grade uniform? no Estimated capacity, ..... sec. ft.

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

Township	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
35	11 W	18	Lot 1	10.0
35	11 W	18	Lot 4	5.0 and domestic
35	11 W	18	NW <sup>1</sup> of the NE <sup>1</sup>	29.0 and dom. and stock

(If more space required, attach separate sheet)

(a) Character of soil Coast Loam

(b) Kind of crops raised Forage 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

COPY FOR STATE ENGINEER  
RE-APPLICATION FOR PERMIT  
TO APPROPRIATE WATER  
November, 5, 1951.

F. W. Mandell

Lands for Don Lucas      Legal description.

§ § § § § § § § § §

The following lands lying in Section 18, Township 35 South, Range 11 West, W. M., Curry County, Oregon;  
Beginning at the Northeast corner of said Section 18;  
Thence following the North line of Section 18, West 2448.6 feet;  
Thence South 22 deg. 27 min. West 92.4 feet;  
Thence south 50 deg. 26 min. West 161.5 feet to a point on the  
Easterly line of a 30.0 foot wide roadway;  
Thence following said roadway line 15.0 feet from and parallel to  
the following road center line:  
Thence South 23 deg. 32 min. West 120.0 feet;  
Thence South 13 deg. 00 min. West 94.3 feet;  
Thence South 23 deg. 20 min. West 93.2 feet;  
Thence South 52 deg. 05 min. West 219.1 feet to a point which on the  
North line of the Everett Blondell tract of land;  
Thence leaving said road line South 54 deg. 46 min. East 103.4 feet;  
Thence south 49 deg. 08 min. West 138.0 feet;  
Thence North 54 deg. 45 min. West 129.8 feet;  
Thence North 57 deg. 18 min. West 154.6 feet, more or less, to the  
ordinary water line of the left bank of Rogue River;  
Thence following the ordinary water line of the left bank of Rogue  
River, Southwesterly to a point which is 15.0 feet, when measured at  
right angles from, the center line of the Rogue River Bridge;  
Thence following the Northerly line of the Illinois River Road, said  
line being 15.0 feet from, when measured at right angles from, and  
parallel to the following described center line:  
Thence South 44 deg. 05 min. East (this being the bearing of the center  
line of the Rogue River Bridge, 100.0 feet, more or less, to a point  
which is South 1526.6 feet and West 3704.6 feet from the Northeast  
corner of Section 18;  
Thence South 48 deg. 40 min. East 133.1 feet;  
Thence South 78 deg. 20 min. East 164.9 feet;  
Thence South 86 deg. 35 min. East 208.5 feet;  
Thence leaving said Illinois River Road and following the Northerly line  
of a 30.0 foot wide roadway, said Northerly line being 15.0 feet, when  
measured at right angles from and parallel to the following described  
center line:

Continued.

V. W. Wendell --- per Lucas

#####

Thence North 59 deg. 08 min. East 183.6 feet;  
 Thence South 87 deg. 30 min. East 182.1 feet;  
 Thence South 84 deg. 45 min. East 146.4 feet;  
 Thence North 71 deg. 33 min. East 105.9 feet;  
 Thence North 38 deg. 50 min. East 74.9 feet;  
 Thence leaving said road line and following a line which is the North  
 line of the McGinnis Tract, South 78 deg. 09 min. East 623.9 feet  
 to a 24 inch diameter Maple tree used as a witness tree;  
 Thence continuing South 78 deg. 09 min. East 30.0 feet, more or less,  
 to a point on the thread of the stream of Fall Creek;  
 Thence following said thread of stream of Fall Creek Easterly to a  
 point on the East line of Section 18;  
 Thence following said East line, North 2810.0 feet to the point of  
 beginning.

Containing 122.7 acres, more or less.

Subject however to the rights of the U. S. Department of Agriculture and the U. S. Forest Service to the approaches or appurtenances of the Regue River bridge. And the rights of the public in and to any existing trails or roads.

#####

REGISTERED  
 OREGON  
 LAND SURVEYOR

*Charles T. M. Echols*

JAN. 1, 1945  
 Charles T. M. Echols  
 87



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 0.650 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 Fall Creek

The use to which this water is to be applied is irrigation, domestic and stock, being 0.630 for irrigation and 0.02 for domestic and stock.

If for irrigation, this appropriation shall be limited to 1/50 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 3 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 0.650 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 December 14, 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 19 52

Charles E. Stricklin 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. 26720

Permit No.

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 14 day of December 1951, at 8:00 o'clock A. M.

Returned to applicant:

Corrected application received:

Approved:

MAR 31 1952

Recorded in book No. 51 of

Permits on page 2091

CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. Page

Fees Paid