

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, Karl E. Herriott and M. C. Rowden

of Applegate

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 Waste, runoff, and storage; tributary of Humbug Creek, a tributary of Big Applegate River

2. The amount of water which the applicant intends to apply to beneficial use is 0.10 c.f.s. cubic feet per second.

\*\*3. The use to which the water is to be applied is irrigation and supplemental irrigation purposes.

4. The point of diversion is located 740 ft. S. and 10 ft. W. from the NE corner of Section 22

being within the NE 1/4 NE 1/4 of Sec. 22, Tp. 30 S. R. 1 W., W. M., in the county of Jackson

5. The main ditch to be 1000 feet in length, terminating in the NE 1/4 & SE 1/4 NE 1/4 of Sec. 22, Tp. 30 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 feet, length on top feet, length at bottom feet; material to be used and character of construction none - direct line ditch.

(b) Description of headgate None.

(c) If water is to be pumped give general description all gravity system.

\*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.



M. C. Rowden

Description: Part of SW, Section 15, Township 38 South, Range 4 West. Part of NW of NW, Section 22, Township 38 South, Range 4 West. Part of DLC No. 38, Section 22 & 23, Township 38 South, Range 4 West.

Beginning at point 1865 feet East of W $\frac{1}{4}$  corner of said Section 15, thence South 3° West 1105 feet, thence South 17° 15' West 1937 feet, thence North 74° East 80 feet, thence North 82 $\frac{1}{2}$ ° East 153 feet, thence North 73° 30' East 245.5 feet, thence South 86° East 192 feet, thence North 75° East 356 feet; thence South 83 $\frac{1}{2}$ ° East 164 feet, thence south 79° 45' East 259 feet, thence South 12° 15' West 1034 feet to center of Applegate River, thence southeasterly along said river to mouth of Humbug Creek, thence Northeasterly along said creek center to point 33 feet West of Northeast corner of said DLC 38, thence West 2211 feet to corner in said claim, thence North 804 feet to corner in said claim, thence West 690 feet, thence North 3200 feet to center of said Section 15, thence West 775 feet to point of beginning.

EXCEPT: (1) Beginning at point 1270 feet East of NE corner of said Section 22, thence North 17° 15' East 595 feet, thence South 88° East 1036 feet, thence North 83 $\frac{1}{2}$ ° West 77.5 feet, thence South 75° West 330 feet, thence North 86° West 192 feet, thence South 75 $\frac{1}{2}$ ° West 245.5 feet, thence South 82 $\frac{1}{2}$ ° West 153 feet, thence South 74° West 80 feet, thence North 17° 15' East 245 feet to beginning.

(2) Beginning at East NE corner of said DLC 38; thence West 207.60 feet to SE corner of Lot 1 of said Section 22, and true point of beginning; thence South 2° 28' East 139.51 feet, thence South 30° 48' West 319.7 feet, thence South 18° 44' West 117.71 feet, thence South 58° 4' West 179.73 feet to Northerly right-of-way line of Medford-Provolt State Secondary Highway No. 238, thence North 50° East 100 feet along said highway right-of-way line 83.32 feet, thence North 30° 12 $\frac{1}{2}$ ' East 77.96 feet, thence North 31° 27' West 156.88 feet, thence North 28° 53 $\frac{1}{2}$ ' East 420.6 feet to North line of said DLC 38, thence East 289.6 feet to true point of beginning, 3.48 acres more or less. (Released 12-5-50).

Subject to rights of way for electric transmission lines and public roads. With water rights and works including decreed waters of Humbug Creek and Applegate River, a tributary of Rogue River.

(Balance 100.60 acres more or less).

The Government Lots one (1) and Two (2) of Section Twenty-two (22) in Township Thirty eight (38) South of Range Four (4) West of the Willamette Meridian, in Oregon.

10. (a) To supply the city of \_\_\_\_\_

\_\_\_\_\_ County, having a present population of \_\_\_\_\_

and an estimated population of \_\_\_\_\_ in 19\_\_\_\_\_

(b) for domestic use other number of families to be supplied \_\_\_\_\_

Number of families, of 10, and 11 in all cases

11. Estimated cost of proposed works, \$ 700,00 \_\_\_\_\_

12. Construction work will begin on or before 1 year from date of priority. \_\_\_\_\_

13. Construction work will be completed on or before 2 years from date of priority. \_\_\_\_\_

14. The water will be completely applied to the proposed use on or before 3 years from date of priority. \_\_\_\_\_

*Harold E. Bennett*  
(Signature of applicant)  
*M. C. T. Ponder*

Remarks: \_\_\_\_\_

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 \_\_\_\_\_, 19\_\_\_\_\_

WITNESS my hand this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_

STATE ENGINEER

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 0.176 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 waste, runoff and reservoir to be constructed under Application No. R-28499, Permit No. R-1495.

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

If for irrigation, this appropriation shall be limited to 1/80 of one cubic foot per second or its equivalent for each acre irrigated from direct flow 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 of each year from direct flow and storage from reservoir to be constructed under Permit No. R-1495; provided further that the amount of water allowed herein, together with the amount secured under any other right existing for the same lands shall not exceed the limitation allowed herein, and shall also be limited to the water available at the proposed point of diversion, and shall not carry with it the right to compel the continuance of the waste water,

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 June 4, 1953

Actual construction work shall begin on or before August 21, 1954 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1955.

Complete application of the water to the proposed use shall be made on or before October 1, 1956.

WITNESS my hand this 21st day of August, 1953.

Chas. E. Sticklein, STATE ENGINEER

Application No. 28500

Permit No. 22315

PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

This instrument was first received in the office of the State Engineer at Salem, Oregon, on the 4th day of June 1953, at 8:00 o'clock A. M.

Returned to applicant:

Approved:

August 21, 1953

Recorded in book No. 57 of Permits on page 2315

CHAS. E. STICKLEIN, STATE ENGINEER