

To appropriate the Public Waters of the State of Oregon

I, A. W. Hofstad

(Name of applicant)

of Pierce Road, Route 3, Box 119 Medford,
(Address 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 a spring, a tributary of North
(Name of stream)
Fork Emigrant Creek, a tributary of Emigrant Creek

2. The amount of water which the applicant intends to apply to beneficial use is 0.06 c.f.s.
cubic feet per second. see remarks
(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 Fish propagation and domestic
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)
including not to exceed the irrigation of 1/2 acre.

4. The point of diversion is located 1519 ft. N. and 611.6 ft. E. from the SW
(N. or S.) (E. or W.)
corner of Section 9
(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 NW 1/4 SW 1/4 of Sec. 9, Tp. 40 S.
(Give smallest legal subdivision) (N. or S.)
R. 3 E., W. M., in the county of Jackson
(E. or W.)

5. The pipeline to be 50 feet (approx.)
(Main ditch, canal or pipe line) (Miles or feet)
in length, terminating in the NW 1/4 SW 1/4 of Sec. 9, Tp. 40 S.
(Smallest legal subdivision) (N. or S.)
R. 3 E., 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 none--direct from
(Loose rock, concrete, masonry, spring by pipe for domestic purposes, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate spring boxed in using heavy planks.
(Timber, concrete, etc., number and size of openings)

(c) If water is to be pumped give general description all gravity flow.
(Size and type of jump)

(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.
5-53-4M

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, 50 ft.; size at intake, 1.5 in.; size at 30 ft. from intake 3/4 in.; size at place of use 3/4 in.; difference in elevation between intake and place of use, 10 ft. Is grade uniform? yes Estimated capacity, _____ sec. ft.

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

| Township North or South | Range E. or W. of Willamette Meridian | Section | Forty-acre Tract | Number Acres To Be Irrigated |
|---|---------------------------------------|---------|-----------------------------------|--------------------------------|
| 40 S. | 3 E. | 9 | NW $\frac{1}{4}$ SW $\frac{1}{4}$ | Fish propagation and domestic. |
| Property on which water is to be used is a part of that more explicitly described by applicant as follows: | | | | |
| PARCEL ONE: Lots Three NW $\frac{1}{4}$ SW $\frac{1}{4}$ (3) and Ten SW $\frac{1}{4}$ SW $\frac{1}{4}$ (10), Section 9, Township 40 South of Range 3 East of the Willamette Meridian in Jackson County, Oregon. | | | | |
| PARCEL TWO: Beginning at a point on the North line of Section 16, Township 40 South, Range 3 East of the Willamette Meridian, Jackson County, Oregon, which point is 294.75 feet East of the Northwest corner thereof; thence South 12° 16' East, 169.77 feet; thence South 3° 14' East, 145.38 feet; thence South 51° 59' East, 135.53 feet; thence North 82° 55' East, 89.97 feet; thence South 74° 01' East, 78.24 feet; thence South 59° 03' East, 132.66 feet; thence North 32° 22' East, 96.19 feet; thence North 34° 51' East, 128.82 feet; thence North 10° 40' East, 200.44 feet to the North line of said Section; thence West along said line 766.30 feet to the point of beginning. | | | | |

(If more space required, attach separate sheet)

(a) Character of soil _____ Heavy clay.

(b) Kind of crops raised _____ Garden and lawn.

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 _____

10. (a) To supply the city of _____

_____ County, having a present population of _____

and an estimated population of _____

(b) If for domestic use state number of families to be supplied 62 one

5127

11. Estimated cost of proposed works, \$ 500.00

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.

A. W. McQual

(Signature of applicant)

Pine Bluff, Rt 3 Box 149 Madras, Oregon

Remarks: The two small ponds to be used for fish propagation will be constructed in stream bed of natural channel which is formed by flow from spring only. Of the 0.06 c.f.s. of water applied for under paragraph 2 of this application, 0.01 c.f.s. is for domestic purposes and 0.05 c.f.s. is for fish propagation. The water used for fish propagation will flow on into the North Fork of Emigrant Creek through present channel after passing through the two small fish ponds.

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____.

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 0.06 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 a spring

The use to which this water is to be applied is fish propagation and domestic, including the irrigation of not to exceed 1/2 acre lawn and garden, being 0.05 c.f.s. for fish propagation and 0.01 c.f.s. for domestic

If for irrigation, this appropriation shall be limited to - - - of one cubic foot per second or its equivalent for each acre irrigated

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 November 30, 1953

Actual construction work shall begin on or before April 30, 1955 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1956.

Complete application of the water to the proposed use shall be made on or before October 1, 1957.

WITNESS my hand this 30th day of April, 1954.

Chas. E. Stricklin
STATE ENGINEER

Application No. 28918
Permit No. 22759

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 30th day of November, 1953, at 8.00 o'clock A. M.

Return to applicant:

Approved:

April 30, 1954

Recorded in book No. 58 of

Permits on page 22759

CHAS. E. STRICKLIN
STATE ENGINEER

Drainage Basin No. 15

State Printing 66097

Paid 20.00