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1955  
STATE ENGINEER  
OREGON

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, We, Marshall W. Poole, Dorothea M. Poole, and Robert Moisiso  
(Name of applicant)

of 4613 Summers Lane, Klamath Falls  
(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 Copperfield Creek and Sprague River  
(Name of stream)  
a tributary of Upper Klamath Lake

2. The amount of water which the applicant intends to apply to beneficial use is 6.5 cubic feet per second. Copperfield Creek: 0.6 cfs; Pump #1: 3.0 cfs; Pump #2: 2.9 cfs  
(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 See attached sheet  
(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 of Sec. Tp.

R. W. M., in the county of

5. The See attached sheet to be in length, terminating in the of Sec. Tp.

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

DESCRIPTION OF WORKS

Diversion Works—

6. (a) Height of dam 5 1/2 feet, length on top 30 feet, length at bottom 20 feet; material to be used and character of construction Earthen fill with rock rip-rap facing. Wasteway over top of dam.

(b) Description of headgate One 12" diameter corrugated metal culvert with gate into each ditch diverting from copperfield creek.

(c) If water is to be pumped give general description Pump #1: 8" propeller or mixed-flow type. Head= 15 ft. Pump #2: 8" mixed-flow type. Head= 32 ft. Both pumps will be tractor or other gasoline engine driven until such time as electric power is available in this area.

\*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) 3.4 (Copperfield Creek ditches) 5.0 (pump ditches) feet; width on bottom 1.0 0.8 0.5 feet; depth of water 2.0 1.0 0.5 feet; grade 0.5 feet fall per one thousand feet.

(b) At Same 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, Pump #1: 500 8" ft.; size at intake, 8" in.; size at Same ft. from intake \_\_\_\_\_ in.; size at place of use Same in.; difference in elevation between

intake and place of use, Pump #1: 15 Pump #2: 32 ft. Is grade uniform? Yes Estimated capacity, (SW $\frac{1}{4}$ -NW $\frac{1}{4}$  and W $\frac{1}{2}$ -SW $\frac{1}{4}$  of Sec. 26; S $\frac{1}{2}$ -NE $\frac{1}{4}$ , SE $\frac{1}{4}$ -NW $\frac{1}{4}$ , & S $\frac{1}{2}$  of Sec. 27; N $\frac{1}{2}$  of Sec. 34; NW $\frac{1}{4}$ -NW $\frac{1}{4}$  of Sec. 35 all in T. 34 S., R. 8 E., WM

Township North or South	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
T. 34 S.,	R. 8 E., WM	26	SW $\frac{1}{4}$ -NW $\frac{1}{4}$	1.2
			NW $\frac{1}{4}$ -SW $\frac{1}{4}$	0.7
"	"	"	SW $\frac{1}{4}$ -SW $\frac{1}{4}$	36.7
"	"	27	SW $\frac{1}{4}$ -NE $\frac{1}{4}$	40.0
"	"		SE $\frac{1}{4}$ -NE $\frac{1}{4}$	36.1
"	"	"	SE $\frac{1}{4}$ -NW $\frac{1}{4}$	40.0
"	"	"	NE $\frac{1}{4}$ -SW $\frac{1}{4}$	37.1
"	"	"	NW $\frac{1}{4}$ -SW $\frac{1}{4}$	27.1
"	"	"	SW $\frac{1}{4}$ -SW $\frac{1}{4}$	7.2
"	"	"	SE $\frac{1}{4}$ -SW $\frac{1}{4}$	39.3
"	"	"	NE $\frac{1}{4}$ -SE $\frac{1}{4}$	31.5
"	"	"	NW $\frac{1}{4}$ -SE $\frac{1}{4}$	37.4
"	"	"	SW $\frac{1}{4}$ -SE $\frac{1}{4}$	38.6
"	"	"	SE $\frac{1}{4}$ -SE $\frac{1}{4}$	33.4
"	"	34	NE $\frac{1}{4}$ -NE $\frac{1}{4}$	19.5
"	"		NW $\frac{1}{4}$ -NE $\frac{1}{4}$	24.5
"	"	"	SW $\frac{1}{4}$ -NE $\frac{1}{4}$	2.0
"	"	"	NE $\frac{1}{4}$ -NW $\frac{1}{4}$	27.3
"	"	"	NW $\frac{1}{4}$ -NW $\frac{1}{4}$	0.1
"	"	"	SW $\frac{1}{4}$ -NW $\frac{1}{4}$	2.2
"	"	"	SE $\frac{1}{4}$ -NW $\frac{1}{4}$	28.9
"	"	35	NW $\frac{1}{4}$ -NW $\frac{1}{4}$	6.7
				517.5 Acres

(If more space required, attach separate sheet)

(a) Character of soil Sandy loam  
 (b) Kind of crops raised Pasture grasses and cereals.

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 \_\_\_\_\_

Separate sheet to be attached and made a part of the application of Marshall W. Poole, Dorothea M. Poole, and Robert Moisiso to appropriate certain waters of Copperfield Creek and Sprague River to irrigate lands in Sections 26, 27, 34, and 35, T.34 S., R.8 E., W. M.

Item #4 - Points of Diversion:

a) Copperfield Creek: S 29° 16' E 2733.2 feet from the Northwest corner of Section 34 being within the SW $\frac{1}{4}$ -NW $\frac{1}{4}$  of Section 34, T.34 S., R.8 E., W.M. in the county of Klamath.

b) Pump #1: N 73° 04 $\frac{1}{2}$ ' W 2755.2 feet from the South Quarter-corner of Section 26 being within the SW $\frac{1}{4}$ -SW $\frac{1}{4}$  of Section 26, T.34 S., R.8 E., W.M. in the county of Klamath.

c) Pump #2: S 7° 52 $\frac{1}{2}$ ' E 1773.7 feet from the Northwest corner of Section 26 being within the SW $\frac{1}{4}$ -NW $\frac{1}{4}$  of Section 26, T.34 S., R.8 E., W.M. in the county of Klamath.

Item #5 - Lengths of Ditches:

a) Copperfield Creek: East side ditch to be 2600 feet in length terminating in the NW $\frac{1}{4}$ -NE $\frac{1}{4}$  of Section 34, T.34 S., R.8 E., W.M. West side ditch to be 2160 feet in length terminating in the NE $\frac{1}{4}$ -NW $\frac{1}{4}$  of Section 34, T.34 S., R.8 E., W.M.

b) Pump #1: Westerly ditch to be 5660 feet in length terminating in the NW $\frac{1}{4}$ -NE $\frac{1}{4}$  of Section 34, T.34 S., R.8 E., W.M. Easterly ditch to be 1000 feet in length terminating in the SW $\frac{1}{4}$ -SW $\frac{1}{4}$  of Section 26, T.34 S., R.8 E., W.M.

c) Pump #2: Ditch to be 880 feet in length terminating in the SE $\frac{1}{4}$ -NE $\frac{1}{4}$  of Section 27, T.34 S., R.8 E., W.M.

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, \$ 5000 \_\_\_\_\_
- 12. Construction work will begin on or before August 15, 1956 \_\_\_\_\_
- 13. Construction work will be completed on or before August 15, 1958 \_\_\_\_\_
- 14. The water will be completely applied to the proposed use on or before August 15, 1959 \_\_\_\_\_

*Thomas H. Lane*  
 (Signature of applicant)  
*Donna M. Lane*  
*Robert Morrisio*

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

In filing this application, the applicant does not waive or abandon any vested rights appurtenant to said lands.

Lands in the SW $\frac{1}{4}$ -NW $\frac{1}{4}$  and NW $\frac{1}{4}$ -SW $\frac{1}{4}$  of Section 26, SW $\frac{1}{4}$ -NE $\frac{1}{4}$  of Section 27, and NE $\frac{1}{4}$ -NE $\frac{1}{4}$  of Section 34 are now in the process of purchase.

These lands, when properly irrigated, will grow large crops of cereals or pasture grasses and the increased crop yield makes the cost of construction economically feasible.

This application, containing three points of diversion, is filed as an overall project for the development of these lands.

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 6.5 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 Copperfield Creek and Sprague River, being 0.6 c.f.s. from Copperfield Creek and 5.9 c.f.s. from Sprague River

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

If for irrigation, this appropriation shall be limited to 1/40 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 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 6.5 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 23, 1955

Actual construction work shall begin on or before November 21, 1956 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19 57.

Complete application of the water to the proposed use shall be made on or before October 1, 19 58.

WITNESS my hand this 21st day of November, 1955

STATE ENGINEER

Application No. 30319  
Permit No. 20733

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 23rd day of September, 1955, at 8:00 o'clock A. M.

Returned to applicant:

Approved:

November 21, 1955

Recorded in book No. 92 of

Permits on page 23733

STATE ENGINEER

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