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JUL 15 1959  
STATE ENGINEER  
SALEM, OREGON

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, Delbert N. and Joyce L. Spain  
(Name of applicant)  
of P. O. Box 85, Shady Cove,  
(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 Rogue River  
(Name of stream)  
a tributary of Pacific Ocean

2. The amount of water which the applicant intends to apply to beneficial use is 0.02 c.f.s.  
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 irrigation  
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 430 ft. N. and 1865 ft. E. from the W<sup>1</sup>  
(N. or S.) (E. or W.)  
corner of Section 15  
(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 SW<sup>1</sup> SE<sup>1</sup> NW<sup>1</sup> of Sec. 15, Tp. 34 S.  
(Give smallest legal subdivision) (N. or S.)  
R. 1 W., W. M., in the county of Jackson  
(E. or W.)

5. The pipeline to be 650 feet (est.)  
(Main ditch, canal or pipe line) (Miles or feet)  
in length, terminating in the SW<sup>1</sup> SE<sup>1</sup> NW<sup>1</sup> of Sec. 15, Tp. 34 S.  
(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 none  
(Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate none  
(Timber, concrete, etc., number and size of openings)

(c) If water is to be pumped give general description 1.25 inch centrifugal pump  
(Size and type of pump)  
powered by a 1.5 H.P. electric motor - total lift 25 feet.  
(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.

26425

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, 650 ft.; size at intake, 1.5 in.; size at 260 ft. from intake 3/4 in.; size at place of use 3/4 & 1/2 in.; difference in elevation between intake and place of use, +25 ft. Is grade uniform? yes Estimated capacity, ..... sec. ft.

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

| Township<br>North or South | Range<br>E. or W. of<br>Wilson's or Meridian | Section | Forty-acre Tract   | Number Acres To Be Irrigated |
|----------------------------|--|---------|--|------------------------------|
| 34 S.                      | 1 W.   | 15      | SW <sup>1</sup> / <sub>4</sub> SE <sup>1</sup> / <sub>4</sub> NW <sup>1</sup> / <sub>4</sub> | 1.1 acres                    |
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(If more space required, attach separate sheet)

(a) Character of soil SANDY LOAM

(b) Kind of crops raised flowers, 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 \_\_\_\_\_ 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, \$ 300.00 \_\_\_\_\_

12. Construction work will begin on or before 1 year from date of issuance of permit.

13. Construction work will be completed on or before October 1, 1961 \_\_\_\_\_

14. The water will be completely applied to the proposed use on or before October 1, 1962 \_\_\_\_\_

*Delbert M. Spain*  
*Joyce L. Spain*

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

By \_\_\_\_\_ ASSISTANT

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 0.01 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 Rogue River.

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

If for irrigation, this appropriation shall be limited to 1/80th 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 1/2 acre feet per acre for each acre irrigated during the irrigation season of each year; provided further that the right to the use of water is limited to the period when the flow of the Rogue River is 1000 c.f.s. or more at Raygold, 1000 c.f.s. or more immediately above Savage Rapids Dam and 735 c.f.s. or more at its mouth.

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 October 15, 1959

Actual construction work shall begin on or before December 21, 1960 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1961.

Complete application of the water to the proposed use shall be made on or before October 1, 1962.

WITNESS my hand this 21st day of December 1959

Lewis A. Stanley STATE ENGINEER

Application No. 33421
Permit No. 26425

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 15th day of October 1959, at 3.00 o'clock A. M.

Returned to applicant:

Approved:

December 21, 1959 of 72
Recorded in book No. 26425
Permits on page

LEWIS A. STANLEY STATE ENGINEER

Drainage Basin No. 15 page 60E
Fees 15.50