

SUPERSEDED CERTIFICATE NO. 46407 53114

CERTIFICATE NO. 54953 54954

\* Permit No. 2667

APPLICATION FOR A PERMIT

To appropriate the Public Waters of the State of Oregon

I, Nelson H Warner and William C Fixley (Name of Applicant)

of Williams (Postoffice), County of Josephine

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 Williams Creek, tributary of Rogue River (Name of stream), tributary of (Applegate)

2. The amount of water which the applicant intends to apply to beneficial use is 3 7/8 (8.78) cubic feet per second.

3. The use to which the water is to be applied is Irrigation and domestic use. (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located East bank of the East Fork of Williams Creek at a point bearing south 50° East from the Northwest corner of Section 14, Township 39 South, Range 5 West of W.M. 49 chains distant. (Give distance and bearing to section corner)

being within the SE 1/4 of the NW 1/4 of Sec. 14, Tp. 39 South, R. 5 West, W. M., in the county of Josephine, State of Oregon. (Give smallest legal subdivision) (No. N. or S.) (No. E. or W.)

5. The main ditch to be 3 1/2 miles in length, terminating in the SW 1/4 of the NW 1/4 of Sec. 2, Tp. 39 S, R. - W. M., the proposed location being shown throughout on the accompanying map. (Smallest legal subdivision) (No. N. or S.) (No. E. or W.)

6. The name of the ditch, canal or other works is.

DESCRIPTION OF WORKS

DIVERSION WORKS—

7. (a) Height of dam feet, length on top feet, length at bottom feet; material to be used and character of construction. Temporary brush and dirt dam removable at the end of each irrigation season. (Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate. Intake of timber 2 feet wide. (Timber, concrete, etc., number and size of openings)

\* A different form of application is provided where storage works are contemplated. These forms can be secured, without charge, together with instructions, by addressing the State Engineer, Salem, Oregon.

CANAL SYSTEM—

8. (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 feet; width on bottom 2 feet; depth of water 1 1/2 feet; grade 1/8 inch to the rod / 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.

FILL IN THE FOLLOWING INFORMATION WHERE THE WATER IS USED FOR:

IRRIGATION—

9. The land to be irrigated has a total area of 155 acres, located in each smallest legal subdivision, as follows: \_\_\_\_\_ (Give area of land in each smallest legal subdivision which you intend to irrigate)

Lands of Nelson H Warner

20 acres in the Southwest 1/4 of the Northwest 1/4

10 acres in the Southeast 1/4 of the Northwest;

20 acres in the Northeast 1/4 of the Southwest 1/4

all in Section 2, Township 39 South, Range 5 West of Willamette Meridian.

Lands of William C Fixley

40 acres in the Northwest 1/4 of the Southwest 1/4

40 acres in the Southwest 1/4 of the Southwest 1/4 of Section 2 and

25 acres in the Southeast 1/4 of the Southeast 1/4 of Section 3,

All in Township 39 South, Range 5 West of Willamette Meridian.

(If more space is required, attach separate sheet)

POWER, MINING, MANUFACTURING, OR TRANSPORTATION PURPOSES—

10. (a) Total amount of power to be developed \_\_\_\_\_ theoretical horsepower.

(b) Total fall to be utilized \_\_\_\_\_ feet. (Head)

(c) The nature of the works by means of which the power is to be developed \_\_\_\_\_

(d) Such works to be located in \_\_\_\_\_ of Sec. \_\_\_\_\_ (Legal subdivision)

Tp. \_\_\_\_\_, R. \_\_\_\_\_, W. M. (No. N. or S.) (No. E. or W.)

(e) Is water to be returned to any stream? \_\_\_\_\_ (Yes or No)

(f) If so, name stream and locate point of return \_\_\_\_\_

\_\_\_\_\_, Sec. \_\_\_\_\_, Tp. \_\_\_\_\_, R. \_\_\_\_\_, W. M. (No. N. or S.) (No. E. or W.)

(g) The use to which power is to be applied is \_\_\_\_\_

(h) The nature of the mines to be served \_\_\_\_\_

MUNICIPAL SUPPLY—

11. To supply the city of .....  
..... County, having a present population of ....., and an  
(Name of) estimated population of ..... in 191....

(Answer questions 12, 13, 14, and 15 in all cases)

- 12. Estimated cost of proposed works, \$ 600.00
- 13. Construction work will begin on or before Nov. 1, 1915
- 14. Construction work will be completed on or before April 1, 1916
- 15. The water will be completely applied to the proposed use on or before June 1, 1916

Duplicate maps of the proposed ditch or other works, prepared in accordance with the rules of the State Water Board, accompany this application.

Nelson H Warner  
(Name of applicant)  
William C Fixley

Signed in the presence of us as witnesses:

- (1) J F Sparlin Williams, Ore.  
(Name) (Address of witness)
- (2) Alva L Warner Williams  
(Name) (Address of witness)

Remarks: The foregoing application is made in connection with Application No. 4438, and any permit hereunder will be in connection with permit No. 2600, it being the intention of the applicants to construct and use the ditch and diversion works jointly with Ira F Sparlin et al., under their said Permit No. 2600. The applicants will extend the ditch described in Application No. 4438 to and upon the lands of Nelson H Warner, and William C Fixley will convey the water upon his land by laterals from the main ditch extending through the lands of Ira F Sparlin.

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 correction or completion, as follows:.....

In order to retain its priority, this application must be returned to the State Engineer, with corrections, on or before....., 191....

WITNESS my hand this..... day of....., 191....

State Engineer.

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Application No. 4503

Permit No. 2667

PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

Division No. 1 District No.

This instrument was first received in the office of the State Engineer at Salem, Oregon, on the 10 day of September, 1915 at 8:30 o'clock a.m.

Returned to applicant for correction

Corrected application received

Approved: Nov 5 1915

Recorded in Book No. 10 of Permits, on Page 2667

John H Lewis State Engineer. 1 map RS \$25.75

STATE OF OREGON, County of Marion ss.

This is to certify that I have examined the foregoing application and do hereby grant the same, subject to the following limitations and conditions: If for irrigation, this appropriation shall be limited to one-eightieth 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 use of the water under this permit shall be limited to irrigation and domestic use.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 2.04 cubic feet per second, or its equivalent in case of rotation.

The priority date of this permit is September 10, 1915

Actual construction work shall begin on or before November 5, 1916

and shall thereafter be prosecuted with reasonable diligence and be completed on or before June 1, 1918

Complete application of the water to the proposed use shall be made on or before

October 1, 1919

WITNESS my hand this 5th day of November, 1915

John H Lewis State Engineer.

Permits for power development are subject to the limitation of franchise as provided in Sec. 6633, Lord's Oregon Laws, and the payment of annual fees as provided in Chapter 213, Laws of 1915.