

* Permit No. 2685
CERT. 3705

APPLICATION FOR A PERMIT

To appropriate the Public Waters of the State of Oregon

We, Harry Silver and James S Bailey
(Name of Applicant)

of Ashland, County of Jackson
(Postoffice)

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
Individuals

1. The source of the proposed appropriation is Springs and seepage on lands hereinafter described
Name of stream (Emigrant Creek)
tributary of

2. The amount of water which the applicant intends to apply to beneficial use is entire flow of springs and seepage, estimated at 100 gallons per minute
cubic feet per second.

3. The use to which the water is to be applied is domestic purposes and the distribution and sale as table water and for medicinal purposes.
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located on lands described on attached rider
(Give distance and bearing to section corner)

being within the Lot 9 in SW 1/4 SW 1/4) of Sec. 7 } Tp. 39 S }
(Give smallest legal subdivision) Sec. 12 } T 39 S }
and SW 1/4 of SW 1/4)
(R. 2 East, W. M., in the county of Jackson, Oregon
(No. E. or W.)
(R. 1 E.

5. The No ditch or canal to be miles in
Water to be utilized where Main ditch, canal or pipe line) flowing or conducted where desired.
length, terminating in the of Sec. , Tp. , R.
(Smallest legal subdivision) (No. N. or S.) (No. E. or W.)

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

6. The name of the ditch, canal or other works is
Pompadour Lithia Springs and Ashland Lithia Springs

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
(Loose rock, concrete,

Note: No dams or canals
masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate
(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).....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.

NOTE: No canals

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

IRRIGATION—

9. The land to be irrigated has a total area of.....acres, located in each smallest legal subdivision, as follows:.....

(Give area of land in each smallest legal subdivision which you intend to irrigate)

NOTE: WATER TO BE BOTTLED IN HOUSES ERECTED AT THE SPRINGS AND TO BE USED FOR DOMESTIC PURPOSES ON THE GROUND.

(If more space is required, attach separate sheet)

POWER, MINING, MANUFACTURING, OR TRANSPORTATION PURPOSES—

NOTE: Not to be used for any of these 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.....

All that portion of Government Lots eight (8) and nine (9) lying south and west of Emigrant Creek in Section Seven (7) Township thirty-nine (39) South of Range Two (2) East of the Willamette Meridian Oregon, excepting and reserving from the above premises that portion heretofore conveyed by the grantors herein to C H Gillette and Harry Silver and particularly described in Volume 63, page 503, Deed Records of Jackson County, Oregon, containing approximately thirty-three (33) acres.

That certain tract described as follows: Beginning at a point which bears East 294 feet from the northwest corner of the Taylor farm in Section 7, Township 39 South Range Two East of the Willamette Meridian, Oregon; thence north 89 45 East 383 feet; thence North 86 feet; thence North 89 50 East 306 feet; thence south 42 40 East 130.7 feet; thence south 63 30 East 347 feet; thence South 11 East 330.5 feet; thence South 51 West 297 feet; thence North 59 30 West 527 feet; thence north 4 30 west 200 feet; thence south 89 30 West 130.7 feet; thence North 57 West 381.4 feet to the place of beginning, containing ten acres, more or less; and

That certain tract described as follows: Commencing at the Northwest corner of Government Lot 9 in Section 7, Township 39 South, Range 2 East of W.M. in Jackson County, State of Oregon; thence west twenty chains, more or less, to the east boundary line of the Martha Wells' estate, in Section 12, Township 39, Range One East of W.M., in said county and State; thence South on said boundary line 7 chains to a point; thence east twenty chains, more or less, to the west boundary line of the land described in the Deed Records of Jackson County, Oregon, in Volume 70, page 186, and thence north on said west line of said last mentioned tract 7 chains to the place of beginning, containing 14 acres, more or less.

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, \$ 5,000.00

13. Construction work will begin on or before September 1st, 1915

14. Construction work will be completed on or before July 1st, 1916

15. The water will be completely applied to the proposed use on or before July 1, 1920

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

Harvey Silver
James S Bailey (Name of applicant)

Signed in the presence of us as witnesses:

Henrietta Bailey
(1) (Name) (Address of witness)
Ella Bailey
(2) (Name) (Address of witness)

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

Ans. to Question 5, maps & fees 8.00

In order to retain its priority, this application must be returned to the State Engineer, with corrections, on or before September 25, 1915

WITNESS my hand this 26th day of August, 1915

John H Lewis
State Engineer.

RJS

Application No. 4475
Permit No. 2685

PERMIT
TO APPROPRIATE
THE PUBLIC WATERS OF
THE STATE OF OREGON

Division No. 2 District No.

This instrument was first received
in the office of the State Engineer at
Salem, Oregon, on the 21st
day of August, 1915,
at 8:00 o'clock A. m.

Returned to applicant for correction
Aug 26, 1915

Corrected application received
September 18, 1915

Approved:
Nov 5, 1915

Recorded in Book No. 10 of
Permits, on Page 2685

John H. Lewis
State Engineer.

1 map RS \$8.00

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 hereunder shall be limited to Domestic purposes including the distribution and sale of table waters for medicinal purposes.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 0.22 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is August 21, 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, 1917

Complete application of the water to the proposed use shall be made on or before October 1, 1918

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.