

STATE ENGINEER  
Salem, Oregon

# To appropriate the Public Waters of the State of Oregon

I, Applegate Investment Co. by Billie Joe Hunter  
(Name of applicant)  
of Route 1, Box 22-D, Jacksonville,  
(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 Forest Creek and Hunter and Best  
(Name of stream)  
Reservoirs #1 and #2, a tributary of Applegate River

2. The amount of water which the applicant intends to apply to beneficial use is 0.83 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 and supplemental irrigation.  
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 215 ft. N. and 90 ft. E. from the SW  
(N. or S.) (E. or W.)  
corner of Section 23, being within the SW<sup>1</sup> SW<sup>1</sup>, Sec. 23 - Reservoir #1  
(Section or subdivision)  
is located 185 feet S. and 360 feet W. from the NE corner of Sec. 27, being within the NE<sup>1</sup> NE<sup>1</sup>, Sec. 27 - #2 Reservoir is located at corner common to Sections 22, 23, 26 and 27  
(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. 36 S.  
(Give smallest legal subdivision) (N. or S.)  
R. 3 W., W. M., in the county of Jackson  
(E. or W.)

5. The pipe line to be 2840 feet.  
(Main ditch, canal or pipe line) (Miles or feet)  
in length, terminating in the NE SW of Sec. 20, Tp. 36 S.  
(Smallest legal subdivision) (N. or S.)  
R. 3 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 2.5 feet, length on top 30 feet, length at bottom 20 feet; material to be used and character of construction diversion dam constructed of concrete.  
(Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate water controlled from diversion dam by use of 6 inch concrete pipe with wooden slide gate.  
(Timber, concrete, etc., number and size of openings)

(c) If water is to be pumped give general description 5.0 inch centrifugal pump powered by 90 H.P. gasoline engine - lift 20 feet to 40 feet.  
(Size and type of pump) (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.

**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, 281.0 ft.; size at intake, 4.0 in.; size at 1000 ft. from intake 3.0 in.; size at place of use 3.0 in.; difference in elevation between intake and place of use, +80 (max.) 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
38 S.	3 W.	23	NE 1/4 SW 1/4	10.0 acres - suppl.
		23	NW 1/4 SW 1/4	6.0 acres - suppl.
		23	SW 1/4 SW 1/4	<del>20.5</del> <sup>18.5</sup> acres - suppl.
		23	SE 1/4 SW 1/4	8.0 acres - suppl.
		23	SW 1/4 SW 1/4	<del>2.5</del> <sup>4</sup> acres - new
		23	SE 1/4 SW 1/4	0.6 acre - new
		26	NE 1/4 NW 1/4	1.4 acres - new
		26	NW 1/4 NW 1/4	17.0 acres - new
			Total	66.0 acres

(If more space required, attach separate sheet)

(a) Character of soil rocky clay loam.

(b) Kind of crops raised Christmas trees.

**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 \_\_\_\_\_  
(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, \$ 2500.00

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, 1962

14. The water will be completely applied to the proposed use on or before October 1, 1963

✓ *Applegate Investment Co*  
(Signature of applicant)  
✓ *Billie Joe Hunter*

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,

} ss.

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 0.85 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 Forest Creek and Hunter and Rest Reservoirs Nos. 1 and 2 to be constructed under application No. R-34097, permit No. R-34097.

The use to which this water is to be applied is irrigation and supplemental 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 from direct flow 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 from direct flow and storage from reservoirs to be constructed under permit No. 34097; the right allowed hereunder for the appropriation of water for lands having a valid prior right shall be limited to the amount necessary to make up any deficiency in water available to said lands under said prior right and the amount allowed herein, together with the amount secured under any other right existing for said lands, shall be limited by the duty of water as fixed herein, provided further that the right to the use of direct flow is limited to the period when the flow of the Rogue River is more than 735 c.f.s. 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 July 5, 1960

Actual construction work shall begin on or before August 12, 1961 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1962

Complete application of the water to the proposed use shall be made on or before October 1, 1963

WITNESS my hand this 12th day of August, 1960

Lewis A. Stanley, STATE ENGINEER

Application No. 34098  
Permit No. 26859

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 5 day of July, 1960, at 8:00 o'clock A. M.

Returned to applicant:

Approved:

XXXXXXXXXXXX August 12, 1960

Recorded in book No. 73 of 26859

Permits on page

LEWIS A. STANLEY STATE ENGINEER

Drainage Basin No. 15 page 16K

Fees