

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, Oliver L. Spitzer and Beatrice A. Spitzer  
(Name of applicant)  
of P. O. Box 532, Myrtle Creek  
(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 North Myrtle Creek  
(Name of stream)  
a tributary of South Umpqua River

2. The amount of water which the applicant intends to apply to beneficial use is 0.01  
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 50 ft. N and 135 ft. W from the SE  
(N. or S.) (E. or W.)  
corner of Lot 22 Block 7 Hermann's Subdivision  
(Section or subdivision)  
NE $\frac{1}{4}$  of NW $\frac{1}{4}$  Section 27, T29S R5W W.M. Douglas County

The point of diversion is also located 927.5 feet South and  
2075.6 feet East from the NW corner of Section 27, T29S R5W W.M.  
(If preferable, give distance and bearing to section corner)

Douglas County, Oregon  
(If there is more than one point of diversion, each must be described. Use separate sheet if necessary)

being within the NE $\frac{1}{4}$  NW $\frac{1}{4}$  of Sec. 27, Tp. 29S  
(Give smallest legal subdivision) (N. or S.)

R. 5N, W. M., in the county of Douglas  
(E. or W.)

5. The pipeline 100 feet  
(Main ditch, canal or pipe line) (Miles or feet)  
in length, terminating in the NE $\frac{1}{4}$  NW $\frac{1}{4}$  of Sec. 27, Tp. 29S  
(Smallest legal subdivision) (N. or S.)

R. 5N, 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                       
(Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate                       
(Timber, concrete, etc., number and size of openings)

(c) If water is to be pumped give general description                       
(Size and type of pump)  
2" wall pump 10 feet lift  
(Size and type of engine or motor to be used, total head water is to be lifted, etc.)  
2 hp. electric motor

\*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, ..... 100 ..... ft.; size at intake, ..... 3/4 ..... in.; size at ..... 100 ..... ft. from intake ..... 3/4 ..... in.; size at place of use ..... 3/4 ..... in.; difference in elevation between intake and place of use, ..... 10 ..... 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
29S	5W	27	NE 1/4 NW 1/4	0-47
		Lots 21 and 22 of Block 7 Hermann's Subdivision, located in Sec. 27, T29S R5W, W.M. Douglas County, Oregon		

(If more space required, attach separate sheet)

(a) Character of soil ..... black clay

(b) Kind of crops raised ..... fruit trees, vegetable garde, lawns

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.

(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. ....

Tp. .... R. .... W. M.

(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.

(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, \$ 250.

12. Construction work will begin on or before April 1, 1963

13. Construction work will be completed on or before October 1, 1963

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

Date of granting of permit \_\_\_\_\_

x Oliver L. Spitzer  
(Signature of applicant)

x Beatrice A. Spitzer

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 North Myrtle Creek

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

If for irrigation, this appropriation shall be limited to 1/80 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 2 1/2 acre feet per acre for each acre irrigated during the irrigation season of each year; provided further that the right to use of water is limited to the period when the flow of the South Umpqua River is more than 60 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 April 19, 1963

Actual construction work shall begin on or before June 24, 1964 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1965

Complete application of the water to the proposed use shall be made on or before October 1, 1966

WITNESS my hand this 24th day of June, 1963

Chris L. Hinkle STATE ENGINEER

Application No. 58664-1  
Permit No. 28770

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 19th day of April, 1963, at 8:00 o'clock P. M.

Returned to applicant:

Approved:

June 24, 1963

Recorded in book No. 80 of 28770

Chris L. Hinkle STATE ENGINEER

Drainage Basin No. 16 page 37E

Fees