

***APPLICATION FOR PERMIT**

To Appropriate the Public Waters of the State of Oregon

WE, Orville Elliott and Harry O. & Alma M. Elliott
(Name of applicant)

of P.O. Box 56, Klamath Agency
(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 Fort Creek (through the Fort Creek Canal)
(Name of stream), a tributary of Wood River

2. The amount of water which the applicant intends to apply to beneficial use is ~~1000~~ 4.50 cubic feet per second. (1.17 c.f.s. at secondary diversion point A and ~~2.33~~ 3.33 c.f.s. at secondary diversion points B, C, & D)
(If water is to be taken 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 630 ft. S and 1190 ft. E from the Northwest corner of Section 26, T.33 S., R.7 1/2 E., W.M.
(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 NW 1/4 - NW 1/4 of Sec. 26, Tp. 33 S.
(Give smallest legal subdivision) (N. or S.)

R. 7 1/2 E., W. M., in the county of Klamath
(E. or W.)

5. The Main Canal (Fort Cr. Canal) to be 4.35 miles
(Main ditch, canal or pipe line) (Miles or feet) in length, terminating in the NW 1/4 - SE 1/4 of Sec. 12, Tp. 34 S.
(Smallest legal subdivision) (N. or S.)

R. 7 1/2 E., 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 3 feet; length on top 50 feet; length at bottom 50 feet; material to be used and character of construction Wood and Timber
(Leave rock, concrete, masonry)

(This structure was built by the Bureau of Indian Affairs about 1917 rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate Wooden Box with an 8 ft. x 4 ft. opening.
(Timber, concrete, etc., number and size of openings)

(c) If water is to be pumped give general description
(Size and type of pump)

(Size and type of engine or motor to be used, total head water 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) 10 feet; width on bottom 8 feet; depth of water 2 feet; grade 0.2 feet fall per one thousand feet.

(b) At Same 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, _____ ft.; size at intake, _____ in.; size at _____ ft. from intake _____ in.; size at place of use _____ in.; difference in elevation between intake and place of use, _____ ft. Is grade uniform? _____ Estimated capacity, _____ sec. ft.

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

Township North or South	Range E. or W. of Meridian	Section	Four-acre Tract	Number Acres To Be Irrigated
34 S.	7 1/2 E.	1	NE 1/4-SW 1/4	15.6 Acres
			NW 1/4-SW 1/4	40.3
		2	NE 1/4-SE 1/4	2.5
			11	NE 1/4-NE 1/4
		NW 1/4-NE 1/4		14.1
		SW 1/4-NE 1/4		21.3
		SE 1/4-NE 1/4		40.0
		NE 1/4-SE 1/4		40.0
		NW 1/4-SE 1/4	22.5	
		12	NW 1/4-NE 1/4	3.2
			NE 1/4-NE 1/4	30.4
			NW 1/4-NW 1/4	20.3
			SW 1/4-NW 1/4	11.7
			SE 1/4-NW 1/4	4.0
			NE 1/4-SW 1/4	1.5
NW 1/4-SW 1/4	1.5			
NW 1/4-SE 1/4	13.1			
				225.0 XXXX Acres

(If more space required, attach separate sheet)

(a) Character of soil Sandy Loam with some punice.

(b) Kind of crops raised Pasture Grasses

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 _____

19. (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 _____

(Amount available for all use and for all uses)

11. Estimated cost of proposed works, \$ 1000 00

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

13. Construction work will be completed on or before October 1, 1966

14. The water will be completely applied to the proposed use on or before October 1, 1967

Orville Everett
Harry O. Elliott
Chas. M. Everett

Remarks: _____

In filing this application, the applicants do not waive or abandon any vested rights appurtenant to said lands, with particular reference being made to Water-right Certificate No. 10935

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 _____ completion.

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before September 26, 19 63.

WITNESS my hand this 26 day of July, 19 63.

RECEIVED
SEP 16 1963
STATE ENGINEER
SALEM, OREGON

CHRIS L. WHEELER
STATE ENGINEER
Walter M. Long
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 4.5 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 Fort Creek

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

If for irrigation, this appropriation shall be limited to 1/50th 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 5 acre feet per acre for each acre irrigated during the irrigation season of each year.

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 15, 1963

Actual construction work shall begin on or before December 20, 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 20th day of December, 1963

Chris L. Wheeler

STATE ENGINEER

Application No. 38904
Permit No. 29027

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 July 1963 at 2:00 o'clock A. M.

Returned to applicant:

Approved:

December 20, 1963
Recorded in book No. 80 of 29027
Permits on page

CHRIS L. WHEELER
STATE ENGINEER

Drainage Basin No. 14 page 28
Fees \$ 31.25