CERTIFICATE NO. 37581 Permit No. 31122

*APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Oregon

I, Selma Furber and Lewis E. Furber
(Name of applicant)

of Route 3, Box 96 Klamath Falls
(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 Klamath River
(Name of stream)
....., a tributary of .....

2. The amount of water which the applicant intends to apply to beneficial use is 5.8 cubic feet per second. being 5.4 c.f.s. for irrigation and 0.4 c.f.s. for wild life habitat
(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 wild life habitat
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located #1 1250 ft. 25 N and 830 ft. W from the ~~corner of~~ meander corner on the left bank of the Klamath River between
(N. or S.) (E. or W.) (Section or subdivision)

Townships 39 South and 40 South

(unsurveyed area - diversion points in vacated Lot 71 Midland Tracts)

(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 #1 SE¼ SW¼ #2 SW¼ SW¼ (by projection) of Sec. 35, Tp. 39 S, R. 8 E, W. M., in the county of Klamath
(Give smallest legal subdivision) (N. or S.) (E. or W.)

5. The canals are 5130 ft. and 6090 ft. in length, terminating in Lot 68 Midland Tracts of Sec. 36, Tp. 39 S, R. 8 E, W. M., the location being shown throughout on the accompanying map.
(Main ditch, canal or pipe line) (Miles or feet) (Smallest legal subdivision) (N. or S.) (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 #1 - 24 in. open culvert with control point 4160 ft. east. #2 - 24 in. culvert with screw valve type headgate.
(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 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.

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Canal System or Pipe Line— Inlet #1

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) 30 feet; width on bottom 20 feet; depth of water 4 feet; grade 0 feet fall per one thousand feet.

(b) At 100 ft. ~~miles~~ from headgate: width on top (at water line) 50 plus feet; width on bottom 40 plus feet; depth of water 5 to 8 feet; grade 0 feet fall per one thousand feet.

(c) Length of pipe, 40 ft.; size at intake, 24 in.; size at ____ ft. from intake 18 in.; size at place of use 18 in.; difference in elevation between intake and place of use, 2 ft. Is grade uniform? No 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
39 S	8 E	36	Lot 65 (NW¼ SW¼)	10.0 & wild life
			Lot 68 (SW¼ SW¼)	40.06 & wildlife
		35	Lot 62 (NW¼ SW¼ & NE¼ SW¼)	12.57
			Lot 71 (SW¼ SW¼ & SE¼ SW¼)	51.85 & wildlife
			Lot 64 (NE¼ SE¼)	10.0
			Lot 63(NW¼ SE¼)	10.0
			Lot 70 (SW¼ SE¼)	40.06 & wildlife
			Lot 69 (SE¼ SE¼)	40.06 & wildlife
				214.60 acres total
Lot numbers refer to vacated plat Midland tracts.				
Unsurveyed subdivisions of section. Classified swampland when				
public land survey made.				

(If more space required, attach separate sheet)

(a) Character of soil Varies from peat to sandy loam.

(b) Kind of crops raised grain, hay, pasture, row crops

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 ____ (Head) feet.

(d) The nature of the works by means of which the power is to be developed ____

(e) Such works to be located in ____ (Legal subdivision) of Sec. ____, Tp. ____ (No. N. or S.), R. ____ (No. E. or W.), 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. ____ (No. N. or S.), R. ____ (No. E. or W.), W. M.

(h) The use to which power is to be applied is ____

(i) The nature of the mines to be served ____

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Inlet #2

7. Continued - (a) At headgate: width on top (at water line) 10 ft. ; width on bottom 4 ft.; depth of water 6 ft.; grade 0.4 ft. of fall per one thousand feet.

(b) Ditch is uniform.

(c) Length of pipe 40 ft.; size at intake 24 in.; difference in elevation between intake and place of use 2 ft.; grade is uniform; estimated capacity 21 sec. ft.

Municipal or Domestic Supply—

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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, $.....

12. Construction work will begin on or before .....

13. Construction work will be completed on or before .....

14. The water will be completely applied to the proposed use on or before Complete

.....

Selma Fredbet
(Signature of applicant)
Lewis E. Fredbet

Remarks: 1. In filing this application the applicant does not waive or abandon any rights whatsoever.

2. The lands irrigated are below river level and are diked.

3. At times all or part of these lands are flooded for weed, insect, and salt control or for winter pre-crop irrigation.

4. Wildlife ponds South of irrigated area are incorporated in the irrigation system. And area in Lot 65is flooded thru irrigation system for wildlife although irrigated pasture during summer.

5. The main canal from diversion point #2 doubles as a drain.

6. The main canal from diversion point #1 remains at river level and doubles as a duck and fish pond.

7. Internal lateral ditches vary with the crop rotation.

8. Irrigation from Diversion #2 primarily for irrigation of west side of property. Diversion #1 is to fill 50 ft. plus wide canal south of dike for wildlife and water diverted on south line Lot 68 by gravity thru headgate for irrigation of easterly part of property.

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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 March 25, 1966

WITNESS my hand this 25th day of January, 1966

/s/ Trevor Jones
Asst STATE ENGINEER

RECEIVED
MAR 17 1966
STATE ENGINEER
SALEM, OREGON

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 5.77 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 Klamath River

The use to which this water is to be applied is irrigation and wildlife habitat, being 5.36 c.f.s. for irrigation and 0.4 c.f.s. for wildlife habitat

If for irrigation, this appropriation shall be limited to 1/40th of one cubic foot per second or the equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3 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 March 25, 1966

Actual construction work shall begin on or before June 27, 1967 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1968

Complete application of the water to the proposed use shall be made on or before October 1, 1969

WITNESS my hand this 27th day of June, 1966

STATE ENGINEER

Application No. 31122

Permit No. 31122

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 25th day of March, 1965, at 8:00 o'clock A. M.

Returned to applicant:

Approved:
June 27, 1966

Recorded in book No. of Permits on page 31122

CHRIS L. WHEELER
STATE ENGINEER

Basin 14

State Printing