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Permit No. 32154

CERTIFICATE NO. 42660

STATE ENGINEER
SALEM OREGON

*APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, Geneva T. Brattain (Name of applicant)
of P. O. Box 422, Fort Klamath (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, Fort Creek Canal and Crooked Creek (via Crooked Creek Canal) of Upper Klamath Lake (Name of stream)

2. The amount of water which the applicant intends to apply to beneficial use is 2.19 cubic feet per second and 1.89 cfs from Fort Creek; 1.29 cfs from Fort Creek Canal; and 0.3 cfs from Crooked Creek (via Crooked Creek Canal) (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 ft. and ft. from the corner of P.O.D. #1 (Fort Creek) = N. 16° 20' 11 1/8 ft. from the southeast corner of Section 27, T.33 S., R. 7 1/2 E., W.M.; P.O.D. #2 (Fort Creek Canal) = 630 ft. South and 1190 ft. East of the N.W. corner of Section 26, T.33 S., R. 7 1/2 E., W.M.; P.O.D. #3 (Crooked Creek Canal) = 1050 ft. South and 3000 ft. East of the N.W. corner of Section 26, T.33 S., R. 7 1/2 E., W.M. (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=SE 1/4 - SE 1/4; #2=NW 1/4 - NW 1/4; #3=NW 1/4 - NE 1/4 of Sec. #1=Sec. 27, #2 & #3=Sec. 26, Tp. 33 S., R. 7 1/2 E., W. M., in the county of Klamath

5. The Fort Creek Canal & Crooked Creek Canal to be in length, terminating in the Both=SE 1/4 - NW 1/4 of Sec. 35, Tp. 33 S., R. 7 1/2 E., W. M., the proposed location being shown throughout on the accompanying map

DESCRIPTION OF WORKS

Diversion Works— F.C.C.= 3 F.C.C.= 50
6. (a) Height of dam C.C.C.= 3 feet, length on top C.C.C.= 87 feet, length at bottom F.C.C.= 50 F.C.C.= Wood and Timber
C.C.C.= 65 feet; material to be used and character of construction C.C.C.= Earth & Rock fill (Loose rock, concrete, masonry)
wasteway around end of dam. (Both structures built by Bureau of Indian Affairs about 1917.)
(b) Description of headgate F.C.C.= Wooden Box with 8 ft. x 4 ft. opening; C.C.C.= Wooden Box with 4 ft. x 2 ft. opening.
(c) If water is to be pumped give general description

*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) $F.C.C. = 10$ $C.C.C. = 10$ feet; width on bottom $F.C.C. = 8$ $F.C.C. = 2$ $F.C.C. = 2.0^+$ $C.C.C. = 6$ feet; depth of water $C.C.C. = 1$ feet; grade $C.C.C. = 2.0^+$ 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 Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
FORT CREEK:				
33 S.	7½ E.	27	SE¼-SE¼	30.0 Ac.
FORT CREEK CANAL:				
33 S.	7½ E.	34	NE¼-NE¼	18.6
33 S.	7½ E.	35	NE¼-NW¼	11.8
..			NW¼-NW¼	25.2
..			SE¼-NW¼	8.8
BOOKED CREEK CANAL:				
33 S.	7½ E.	35	SE¼-NW¼	15.0
				109.4 Ac.

(If more space required, attach separate sheet)

(a) Character of soil Sandy Loam

(b) Kind of crops raised Cereals, Legumes, Row Crops, and 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

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, \$ 3,000.....

12. Construction work will begin on or before May 1, 1966.....

13. Construction work will be completed on or before October 1, 1968.....

14. The water will be completely applied to the proposed use on or before October 1, 1969.....

Geneva T. Brattain
(Signature of applicant)

Remarks: These lands lie within the boundaries of the Agency Project of the Klamath Indian Reservation and have been under continuous irrigation since prior to 1909.

In filing this application, the applicant does not waive or abandon any vested rights appurtenant to said land.

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

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 2.19 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 and Crooked Creek being 1.89 cfs from Fort Creek and 0.30 cfs from Crooked Creek

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

If for irrigation, this appropriation shall be limited to 1/40th 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 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 February 28, 1966

Actual construction work shall begin on or before July 21, 1968 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1969.

Complete application of the water to the proposed use shall be made on or before October 1, 1970.

WITNESS my hand this 21st day of July, 19 67.

STATE ENGINEER

RC.

Application No. 41922

Permit No. 32154

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 28th day of February, 1966, at 8:00 o'clock A. M.

Returned to applicant:

Approved:

July 21, 1967

Recorded in book No. 32154 of

Permits on page

CHRIS L. WHEELER
STATE ENGINEER

Drainage Basin No. 14 page 28

Fees \$26.00