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STATE ENGINEER
SALEM OREGON

ASSIGNED, See Misc. Rec., Vol. 5 Page 438
CERTIFICATE NO. 42748 439
Superseded by Cert. No. 64189 & 68719

Permit No. 33408

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JUL 24 1968
STATE ENGINEER
SALEM OREGON

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Oregon

I, MARY WRIGHT (Name of applicant)

of P. O. BOX 168, CHILOQUIN, OREGON (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 Diversion No. 1 - Spring Creek, Diversion No. 2 - Spring (unnamed) #1 (Name of stream), Diversion No. 3 - Spring (unnamed) #2, *a tributary of* WILLIAMSON RIVER

2. The amount of water which the applicant intends to apply to beneficial use is 2.72 *cubic feet per second.* Spring Creek - 1.15 cfs; Spring #1 - 0.77 cfs; Spring #2 - 0.80 cfs. (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.* (N. or S.) *and* ..... *ft.* (E. or W.) *from the corner of* Diversion No. 1 - S83°30' W - 1575 Ft. from NE corner of Sec. 9; (Section or subdivision) Diversion No. 2 - N72°E - 1090 ft. from SW corner of Sec. 11; Diversion No. 3 - N07°30' E - 750 ft. from SW corner of Sec. 14, all in T 34 S., R. 7 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 No. 1 - NW1/4NE1/4 (No. 1 - sec. 9
No. 2 - SW1/4SW1/4 (SW1/4SW1/4 (No. 2 - 11, *Tp.* 34 S (N. or S.),
(Give smallest legal subdivision) No. 3 - 14

R. 7 E (E. or W.), *W. M., in the county of* Klamath

5. The Main Ditch (Main ditch, canal or pipe line) *to be* from No. 1 - 13,530 ft.
from No. 2 - 7,900 ft.
from No. 3 - 3,100 ft. (Miles or feet)

in length, terminating in the No. 1 - Lot 3
No. 2 - SW1/4SE1/4 (Smallest legal subdivision) *of Sec.* No. 1 Sec22, *Tp.* 34 S (N. or S.),
No. 2 Sec15
No. 3 -- NW1/4NE1/4, Lot 1 No. 3 Sec 22

R. 7 E (E. or W.), *W. M., the proposed location being shown throughout on the accompanying map.*

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 check dam is Spring Creek to raise the water to allow an average flow of water one foot deep through a four footrectangular conc. headgate (Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate No. 1 conc. headgate with flashboards No. 2 open ditch (no gate) No. 3 open ditch (no gate) (Timber, concrete, etc., number and size of openings)

.....

(c) If water is to be pumped give general description no pumps (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— **33408**

7. (a) Give dimensions at each point of canal where materially changed in size, stating miles from headgate. At average width on top (at water line) No. 1 - 40 / No. 2 -- 40 / No. 3 - 40 feet; width on bottom No. 1 - 1.0 / No. 2 - 1.0 / No. 3 - 1.0 feet; depth of water 1.0 feet; grade 1.0 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, ... 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
			DIVERSION #1	
34S	7E	15	NW 1/4 SW 1/4	30.8
			SW 1/4 SW 1/4	24.1
			Gov. Lot 8 (SE SW)	9.1
		16	NE 1/4 SE 1/4	2.3
		22	Gov. Lot 2 N½ NW	23.1
			Gov. Lot 3 SE NW	2.8 72.2
			DIVERSION # 2	
34S	7E	14	NW 1/4 SE 1/4	4.1
		15	NE 1/4 SE 1/4	2.4
			Gov. Lot 11 NW SE	18.2
			SW 1/4 SE 1/4	24.5
			SE 1/4 SE 1/4	12.1 61.3 Lot 3
			DIVERSION # 3	
34S	7E	15	SE 1/4 SE 1/4	6.1
			SW 1/4 SE 1/4	2.3
			NE 1/4 NE 1/4	1.5
			NW 1/4 NE 1/4	30.7 30.7
		22	Gov. Lot 1 NE NW	23.6 Total 217.7

(If more space required, attach separate sheet) 64 R

(a) Character of soil Loam

(b) Kind of crops raised pasture (meadow)

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 .....

Municipal or Domestic Supply—

33408

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, $ unknown

12. Construction work will begin on or before completed prior to Aug. 13, 1954

13. Construction work will be completed on or before see 12

14. The water will be completely applied to the proposed use on or before the water was applied prior to 1954 and has been applied each year thereafter.

Mary Wright
(Signature of applicant)

Remarks: See map to accompany application

Applicant is a member of the Klamath Tribe of Indians, Roll # 2107 as the final roll of tribal members was published in the Federal Register, Vol. 22 #226, November 21, 1957.

This application is made specifically without prejudice to applicant's rights under terms of PL 587, The Klamath Termination Act of August 13, 1954, 68 Stat. 718, and without prejudice to applicant's water rights acquired while the subject land was within the Klamath Indian Reservation.

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 30th, 1968

WITNESS my hand this 29th day of July, 1968.

RECEIVED
AUG 9 1968
STATE ENGINEER
SALEM OREGON

CHRIS L. WHEELER
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 2.72 *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* Spring Creek and two springs being 1.15 cfs from Spring Creek, 0.77 cfs from spring No. 1 and 0.80 cfs from spring No. 2

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 July 24, 1968

Actual construction work shall begin on or before December 4, 1969 *and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19*70

*Complete application of the water to the proposed use shall be made on or before October 1, 19*71

WITNESS my hand this 4th *day of* December, *19*68

Chris L. Wheeler
STATE ENGINEER

Application No. 45217
Permit No. 33408

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 24th *day of* July, *19*68, *at* 1:00 *o'clock* P. *M.*

Returned to applicant:

Approved:
December 4, 1968

Recorded in book No. ____ *of Permits on page* 33408

CHRIS L. WHEELER
STATE ENGINEER

Drainage Basin No. 14 *page* 24
Fees $36.40

PC

State Printing 9813?