

\*Permit No. 3579

CERTIFICATE NO. 4898

ABSTRACT MADE

APPLICATION FOR A PERMIT

To appropriate the Public Waters of the State of Oregon

We, Gus Nichols and J. H. Stanley (Name of Applicant)

of Brownsboro and Eagle Point, respectively, County of Jackson (Postoffice)

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 Four-Bit Creek (Name of stream), tributary of Big Butte Creek

2. The amount of water which the applicant intends to apply to beneficial use is Four cubic feet per second.

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 (a) S 61° 15' W 3670 feet (b) S 66° W 3570 feet from NE corner of Sec. 22 T 35 S R 3 E (Give distance and bearing to section corner)

being within the SE 1/4 of NW 1/4 of Sec. 22, Tp. 35 S, R. 3 E (Give smallest legal subdivision) (No. N. or S.)

W. M., in the county of Jackson (No. E. or W.) (a) 1 mile (b) 3/4 mile

5. The main ditches a & b to be (Main ditch, canal or pipe line)

miles in length, terminating in the (a) NW 1/4 of SW 1/4 (a) 15 (b) SE 1/4 of SE 1/4 (b) 16, Tp. 35 S (Smallest legal subdivision) (No. N. or S.)

R. 3 E W. M., the proposed location being shown throughout on the accompanying map. (No. E. or W.)

6. The name of the ditch, canal or other works is Nichols & Stanley Irrigation Ditches (a) and (b)

DESCRIPTION OF WORKS

DIVERSION WORKS—

7. (a) Height of dam 1 1/2 feet, length on top 12 feet, length at bottom

10 feet; material to be used and character of construction (Loose rock, concrete, Logs, brush, and earth

masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate Timber, 1 opening 1 X 1 1/2 feet (Timber, concrete, etc., number and size of openings)

\*A different form of application is provided where storage works are contemplated. These forms can be secured without charge together with instructions, by addressing the State Engineer, Salem, Oregon.

CANAL SYSTEM—

8. (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) 2.1 feet; width on bottom 1 feet; depth of water .875 feet; grade 4 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.

FILL IN THE FOLLOWING INFORMATION WHERE THE WATER IS USED FOR:

IRRIGATION—

9. The land to be irrigated has a total area of 250 acres, located in each smallest legal subdivision, as follows:

(Give area of land in each smallest legal subdivision which you intend to irrigate)

NE 1/4 of SW 1/4 5 acres,

NW 1/4 of SW 1/4 40 a.

SW 1/4 of SW 1/4 30 a.

SE 1/4 of SW 27 a. All in Sec. 15, also

NW 1/4 of NW 1/4 40 a

NE 1/4 of NW 1/4 38 a. in Sec. 22

NE 1/4 of SE 1/4 40 A

SE 1/4 of SE 1/4 30 A, in Sec. 16

(If more space required, attach separate sheet)

POWER, MINING, MANUFACTURING, OR TRANSPORTATION PURPOSES—

10. (a) Total amount of power to be developed \_\_\_\_\_ theoretical horsepower.

(b) Total fall to be utilized \_\_\_\_\_ feet. (Head)

(c) The nature of the works by means of which the power is to be developed \_\_\_\_\_

(d) Such works to be located in \_\_\_\_\_ of Sec. \_\_\_\_\_ (Legal subdivision)

Tp. \_\_\_\_\_, R. \_\_\_\_\_, W. M. (No. N. or S.) (No. E. or W.)

(e) Is water to be returned to any stream? \_\_\_\_\_ (Yes or No)

(f) If so, name stream and locate point of return \_\_\_\_\_

\_\_\_\_\_, Sec. \_\_\_\_\_, Tp. \_\_\_\_\_, R. \_\_\_\_\_, W. M. (No. N. or S.) (No. E. or W.)

(g) The use to which power is to be applied is \_\_\_\_\_

(h) The nature of the mines to be served \_\_\_\_\_

MUNICIPAL SUPPLY—

11. To supply the city of \_\_\_\_\_  
\_\_\_\_\_ County, having a present population of \_\_\_\_\_, and an  
(Name of) \_\_\_\_\_, and an  
estimated population of \_\_\_\_\_ in 191\_\_\_\_

(Answer questions 12, 13, 14, and 15 in all cases)

- 12. Estimated cost of proposed works, \$ 450
- 13. Construction work will begin on or before Jan 1, 1919
- 14. Construction work will be completed on or before Jan 1, 1924
- 15. The water will be completely applied to the proposed use on or before Jan 1, 1925

Duplicate maps of the proposed ditch or other works, prepared in accordance with the rules of the State Water Board, accompany this application.

Gus Nichols, Brownsboro, Ore.  
(Name of applicant)  
J H Stanley, Eagle Point, Oregon

Signed in the presence of us as witnesses:

- (1) Blanche Stanley Butte Falls, Oregon  
(Name) (Address of Witness)
- (2) Ralph Stanley Butte Falls, Ore.  
(Name) (Address of Witness)

Remarks: \_\_\_\_\_  
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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 correction or completion, as follows: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

In order to retain its priority, this application must be returned to the State Engineer, with corrections, on or before \_\_\_\_\_, 191\_\_\_\_

WITNESS my hand this \_\_\_\_\_ day of \_\_\_\_\_, 191\_\_\_\_

State Engineer.

Application No. 5823

Permit No. 3579

PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

Division No. 1 District No.

This instrument was first received in the office of the State Engineer at Salem, Oregon, on the 2 day of November, 1917 at 1:30 o'clock P.M.

Returned to applicant for correction

Corrected application received

Approved:

Nov 15 1917

Recorded in Book No. 13 of Permits, on Page 3579 John H Lewis

1 map RS State Engineer. \$25.50

NOTE: Attention is called to the withdrawal by the State of the waters of Big Butte Creek and its tributaries in connection with the cooperative investigations by the State and Federal Governments.

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 the following limitations and conditions: If for irrigation, this appropriation shall be limited to one-eighth of one cubic foot per second, or its equivalent, for each acre irrigated, and shall be subject to such reasonable rotation system as may be ordered by the proper State officer.

The right to the use of water herein granted is limited to irrigation purposes.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 3.13 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is November 2, 1917

Actual construction work shall begin on or before November 15, 1918 and shall thereafter be prosecuted with reasonable diligence and be completed on or before June 1, 1919

Complete application of the water to the proposed use shall be made on or before October 1, 1921

WITNESS my hand this 15th day of November, 1917 EXTENDED TO 1/22

John H Lewis

State Engineer.

Permits for power development are subject to the limitation of franchise as provided in Section 6633, Lord's Oregon Laws, and the payment of annual fees as provided in Chapter 213, Session Laws of 1915. This form approved by the State Water Board, March 11, 1909.