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STATE ENGINEER
SALEM, OREGON

Permit No. 35941

CERTIFICATE NO. 50666

*APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, Dr. William M. Soper, D.D.S.

(Name of applicant)

of P. O. Box 98, Gridley, County of Butte

(Mailing address)

State of California #95948, 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 Simpson Creek and Reservoir and

(Name of stream)

Holding Ponds #1, #2 and #3, a tributary of Coquille River

2. The amount of water which the applicant intends to apply to beneficial use is 3.06 cu/ft/sec being 2.88 cu/ft/sec for Frost Control, 0.10 cu/ft/sec for primary Irrigation and 0.08 cu/ft/sec for supplemental Irrigation

(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 Primary and Supplemental Irrigation and Frost Control

(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 1800 ft. N. and 335 ft. W. from the SE

(N. or S.)

(E. or W.)

corner of SW 1/4 SE 1/4 of Section 20, T. 28S., R. 14W.M., being within the NW 1/4 SE 1/4 of Section 20 for Simpson Creek and Reservoir; Holding Pond #1 is located 835 Ft. N and 325 Ft. E from S 1/4 Sect. Cor of Section 20; Holding Pond #2 is located 195 Ft. N and 505 Ft. E from S 1/4 Sect. Cor of Section 20; Holding Pond #3 is located 490 Ft. S and 740 Ft. E from S 1/4 Sect. Cor of Section 20; All in T. 28S., R. 14W.W.M., Coos County, Oregon

(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 of Sec. , Tp. ,

(Give smallest legal subdivision)

(N. or S.)

R. , W. M., in the county of

(E. or W.)

5. The 4 inch Plastic Pipe to be 1440 Feet

(Main ditch, canal or pipe line)

(Miles or feet)

in length, terminating in the SW 1/4 SE 1/4 of Sec. 20, Tp. 28 S.,

(Smallest legal subdivision)

(N. or S.)

R. 14 W., 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 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

(Timber, concrete, etc., number and size of openings)

(c) If water is to be pumped give general description @ Simpson Creek and Reservoir: 10hp with 4" x 2 1/2"; @ Pond #1: 25 hp with 6" x 4" and a 15 hp with 5" x 4"; @ Pond #2: 15 hp with 2 1/2" x 2 1/2" and a 15 hp with 4" x 3"; Pond #3: 1 hp with 2" x 1 1/2".

(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.

32071

SUPPLEMENTARY SHEET

Item #4 Continued:

- (B) Point of Diversion of Holding Pond #1 is located 835 Feet North and 325 Feet East from the $\frac{1}{4}$ Section corner between Sections 20 and 29, T.28S., R.14W.; being within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 20, T.28S., R.14W.W.M.
- (C) Point of Diversion of Holding Pond #2 is located 195 Feet North and 505 Feet East from the $\frac{1}{4}$ Section corner between Sections 20 and 29, T.28S., R.14W.; being with the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 20, T.28S., R.14W.W.M.
- (D) Point of Diversion of Holding Pond #3 is located 490 Feet South and 740 Feet East from the $\frac{1}{4}$ Section corner between Sections 20 and 29, T.28S., R.14W.; being within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 29, T.28S., R.14W.W.M.

All located in Coos County, Oregon.

William M. Soper

Application No.
Permit No.

R-48308
48309

R-5809
35941

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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) feet; width on bottom feet; depth of water feet; grade 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
28 S	14 W	20	SW $\frac{1}{4}$ SE $\frac{1}{4}$ ^o	+7.84 Acres - Frost Contr
			SW $\frac{1}{4}$ SE $\frac{1}{4}$ ^o	*3.2 Acres - Frost Control and Supplemental Irrigation
			SW $\frac{1}{4}$ SE $\frac{1}{4}$ ^o	*0.37 Acres - Frost Control and Irrigation
		29	NW $\frac{1}{4}$ NE $\frac{1}{4}$ ^o	+1.09 Acres - Frost Contr
			NW $\frac{1}{4}$ NE $\frac{1}{4}$ ^o	3.2 Acres - Frost Control and Supplemental Irrigation
			NW $\frac{1}{4}$ NE $\frac{1}{4}$ ^o	*3.58 Acres - Frost Control and Irrigation
TOTAL ACREAGE: -----				19.18 Acres

(If more space required, attach separate sheet)

(a) Character of soil Bog and sandy

(b) Kind of crops raised Cranberries

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, \$.....

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

Sign *[Handwritten Signature]*
(Signature of applicant)

Remarks: Bogs totaling 8.93 Acres are irrigated under Certificate 11572. Bogs totaling 6.4 Acres have a primary right for 0.08 cu/Ft/sec and are included for 0.08 cu/Ft/sec for supplemental irrigation to allow for 1/40th cu/Ft/sec.

Bogs totaling 3.73 Acres plus 0.1 Acre in Section 20 below Pond #2 plus 0.05 Acres in Section 29 and 0.07 Acres in Section 20 in excess of 6.4 Acre in Certificate 35721 included for primary irrigation and frost control.

LEGAL DESCRIPTION: That portion of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 20 lying southerly and westerly of Simpson Creek; the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 20; NE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 29; and N $\frac{1}{2}$ of NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 29; all in T.28S., R.14W.W.M., Coos County, Oregon.

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 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 2.88 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 Simpson Creek and reservoir and 3 ponds to be constructed under application No. R-48308, permit No. R-5809

The use to which this water is to be applied is irrigation, supplemental irrigation and frost control being 0.10 cfs for irrigation, 0.08 cfs for supplemental irrigation and 2.88 cfs for frost control

If for irrigation, this appropriation shall be limited to 1/40 of one cubic foot per second or its equivalent for each acre irrigated from direct flow 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 from direct flow and storage from reservoir to be constructed under permit No. R-5809, for cranberries. If for the irrigation of any other crop, this appropriation shall be limited to 1/80 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 2 1/2 acre feet per acre for each acre irrigated during the irrigation season of each year, provided further that the right allowed herein shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein, and further limited to the use of stored water only on the lands described as supplemental,

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 June 9, 1971

Actual construction work shall begin on or before April 5, 1973 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1973.

Complete application of the water to the proposed use shall be made on or before October 1, 1974.

WITNESS my hand this 5th day of April, 1972.

Chris L. Wheeler

STATE ENGINEER

Application No. 48309
Permit No. 35941

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 9th day of June, 1971, at 8:00'clock A. M.

Returned to applicant:

Approved:

April 5, 1972

Recorded in book No. 35941 of

Permits on page 35941

CHRIS L. WHEELER
STATE ENGINEER

Drainage Basin No. 17 page 22 U

Fees 24.00