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**STATE ENGINEER**  
SALEM, OREGON

Permit No. **36712**  
CERTIFICATE NO. 49181

**\*APPLICATION FOR PERMIT**

**To Appropriate the Public Waters of the State of Oregon**

I, Thomas W. Bigart (Name of applicant)

of Box 115-C, Kellogg Star Route, Oakland (Mailing address) (City)

State of Oregon, 97462 (Zip Code), 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 Yellow Creek & Unnamed spring (Name of stream), a tributary of Umpqua River

2. The amount of water which the applicant intends to apply to beneficial use is 0.74 total cubic feet per second 0.71 irrigation, 0.01 stockwater and 0.02 for domestic SEE REMARKS. (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, domestic, stockwater (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 838 ft. N. and 1360 ft. E. from the SW corner of Section 12 (Section or subdivision)

POD #2- 990 feet South and 1700 feet East from SW Corner Section 12 being within the NE 1/4 NW 1/4 of Section 13. (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 SE 1/4 SW 1/4 of Sec. 12, Tp. 24S. (Give smallest legal subdivision) (N. or S.)

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

5. The pipeline to be 2500 feet (Main ditch, canal or pipe line) (Miles or feet) in length, terminating in the SE 1/4 NW 1/4 of Sec. 13, Tp. 24S. (Smallest legal subdivision) (N. or S.)

R. 7W., 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 Have not obtained (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. Such forms can be secured without charge, together with instructions, by addressing the State Engineer, Salem, Oregon 97310.

100245

Canal System or Pipe Line—

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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
24S.	7W.	13	NW $\frac{1}{4}$ NW $\frac{1}{4}$	19.7 ac.
			NW $\frac{1}{4}$ NW $\frac{1}{4}$	Stockwatering
			NW $\frac{1}{4}$ NW $\frac{1}{4}$	Domestic - 1
			NE $\frac{1}{4}$ NW $\frac{1}{4}$	15.9 ac.
				Stockwatering
				Domestic - 1 (spring)
			SW $\frac{1}{4}$ NW $\frac{1}{4}$	3.1 ac.
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	3.4 ac.
				42.1

(If more space required, attach separate sheet)

(a) Character of soil ..... clay and loam .....

(b) Kind of crops raised ..... pasture and garden .....

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 .....

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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 ..... 2 .....

(Answer questions 11, 12, 13, and 14 in all cases)

11. Estimated cost of proposed works, \$... 3,500 .....

12. Construction work will begin on or before 4-1-73 .....

13. Construction work will be completed on or before 4-1-74 .....

14. The water will be completely applied to the proposed use on or before 4-1-75 .....

Thomas W. Beget  
(Signature of applicant)

Remarks: .....

5 cows and 50 head of sheep, ducks

No use of water will be made under the terms of Permit No. 32443.

This project has been abandoned.

Irrigation and stockwater will come from Yellow Creek. One domestic will come from Yellow Creek and one domestic will come from unnamed spring. (0.73 cfs. from Yellow Creek and 0.01 cfs. from unnamed spring).

The irrigation of this property is being done by a common pipeline even though two property owners are involved.

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 and completion .....

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before ~~January 10,~~ 1973, ~~February 7,~~ 73, June 11, 73

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JAN 3 1973  
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STATE ENGINEER  
SALEM, OREGON  
MAY 14 1973  
RECEIVED  
STATE ENGINEER  
SALEM, OREGON

..... day of ~~November~~ 1973, ~~December~~ 73, April 73

CHRIS L. WHEELER  
STATE ENGINEER  
Thomas E. Shook  
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 0.545 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 Yellow Creek and unnamed spring

The use to which this water is to be applied is domestic use for 2 families, stock and irrigation being 0.53 cfs for irrigation, 0.005 cfs for stock and 0.005 cfs for domestic from Yellow River and 0.005 cfs for domestic from unnamed spring

If for irrigation, 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.

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 November 9, 1972

Actual construction work shall begin on or before May 17, 1974 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1975.

Complete application of the water to the proposed use shall be made on or before October 1, 1976. Extended to Oct. 1, 1976

WITNESS my hand this 17th day of May, 1973

*Chris L. Wheeler*  
STATE ENGINEER

Application No. 49849  
Permit No. 36712

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 November 1972, at 8:00 o'clock A. M.

Returned to applicant:

Approved:

May 17, 1973

Recorded in book No. of  
Permits on page 36712

CHRIS L. WHEELER  
STATE ENGINEER

Drainage Basin No. 16 page 2AF  
Fees 5.325