

*APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Oregon

I, Thomas D. and Joan K. Neilson
(Name of applicant)
of 1376 Yokayo Drive, Ukiah
(Mailing address) (City)
State of California, 95482, do hereby make application for a permit to appropriate the
(Zip Code)
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 Foots Creek
(Name of stream)
a tributary of Rogue River

2. The amount of water which the applicant intends to apply to beneficial use is ~~0.001~~ 0.0135
cubic feet per second
(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 Domestic supply and vegetative
(Irrigation, power, milling, manufacturing, domestic supplies, etc.)
irrigation (0.001 domestic & 0.0125 irrigation)

4. The point of diversion is located 2400 ft. S and 2625 ft. W from the common
(N. or S.) (E. or W.)
corner of Sections 7 and 18 Twp. 37a Rge. 3w and sections 12 and 13 Twp. 37s Rge.
(Section or subdivision)
4w 1M
(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 SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of NE $\frac{1}{4}$ Sec. 13 of Sec. 13, Tp. 37S
(Give smallest legal subdivision) (N. or S.)
R. 4W, W. M., in the county of Jackson
(E. or W.)

5. The Pipeline 300 to be 600 ft.
(Main ditch, canal or pipe line) (Miles or feet)
in length, terminating in the SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Sec. 13, Tp. 37S
(Smallest legal subdivision) (N. or S.)
R. 4W, W. M., the proposed location being shown throughout on the accompanying map.
(E. or W.)

DESCRIPTION OF WORKS

Diversibn 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 2 $\frac{1}{2}$ hp. single stage centrifugal
(Size and type of pump)
electrical pump to supply domestic and landscape distribution system. Water would be
(Size and type of engine or motor to be used, total head water is to be lifted, etc.)
lifted a maximum of 150 ft. in elevation from an existing pond storage fed by adjacent
Foots Creek.

* 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.

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, 600 total ft.; size at intake, 1 1/2 in.; size at 600 ft. from intake 1 in.; size at place of use 3/4 in.; difference in elevation between intake and place of use, 150 ft. Is grade uniform? yes. Estimated capacity, ~~0.25~~ 0.0375 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
<i>Irrigation:</i> 37S	4W	13	SW 1/4 of SW 1/4 of NE 1/4	1
37S	4W	13	SE 1/4 of SE 1/4 of NW 1/4	2
<i>Domestic:</i> 37S	4W	13	SE 1/4 of SE 1/4 of NW 1/4	—

(If more space required, attach separate sheet)

(a) Character of soil Dark-gray, coarse textured, well drained and rapidly permeable, slightly acid or near neutral.
 (b) Kind of crops raised Domestic, garden and lawn, and commercial conifers.

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 One.....

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

11. Estimated cost of proposed works, \$..1000,00.....

12. Construction work will begin on or before ~~July 1, 1975~~ July 1, 1973.....

13. Construction work will be completed on or before ~~July 1, 1977~~ July 1, 1975.....

14. The water will be completely applied to the proposed use on or before July 1, ~~1986~~ 1976.....

James Neilson
(Signature of applicant)
Joan K. Neilson

Remarks: The intended use, as stated, is for domestic and limited irrigations purposes. Water is to be pumped and distributed from an existing pond which is fed and adjacent to Fouts Creek which flows through the ownership. Owners intention is to plant conifer trees, species Pinus ponderosa, radiata, Abies concolor and Pseudotsuga taxifolia for commercial purposes and eventually construct a residence for retirement living. Until physically occupying the ownership, water would be limited to intermittent and seasonal use to maintain growth of planted stock. Installation would be by phases i.e. pump installation, power extension and service drop, storage tank, distribution lines etc.....

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 January 30....., 19.73..

WITNESS my hand this 24th day of November....., 19.72..

CHRIS L. WHEELER
STATE ENGINEER

By *Wayne J. Overcash*
Wayne J. Overcash ASSISTANT

RECEIVED
DEC 26 1972
STATE ENGINEER
SALEM OREGON

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 0.014 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 Footh Creek

The use to which this water is to be applied is domestic use for 1 family and irrigation being 0.001 cfs for domestic and 0.013 cfs for irrigation

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 4 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 20, 1972 for 0.001 cfs, and December 26, 1972 for 0.013 cfs

Actual construction work shall begin on or before May 29, 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.

WITNESS my hand this 29th day of May, 1973.

Chris L. Wheeler

STATE ENGINEER

Application No. 49870
Permit No. 36734

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 20th day of November, 1972, at 8:00 o'clock A.M.

Returned to applicant:

Approved:

May 29, 1973

Recorded in book No. 36734 of

Permits on page

CHRIS L. WHEELER
STATE ENGINEER

Drainage Basin No. 15 page 78711

Fees: 30.00