

RECEIVED
OCT 27 1972

Permit No. 36962

STATE ENGINEER
SALEM, OREGON

SUPERCEDES APPLICATION NUMBER 1
*APPLICATION FOR PERMIT
#2

CERTIFICATE NO. H9241

To Appropriate the Public Waters of the State of Oregon

I, DONALD LAWRENCE FITZPATRICK OR ELEANOR HELEN FITZPATRICK
(Name of applicant)
of NORTH MYRTLE ROUTE, BOX 234,
(Mailing address) MYRTLE CREEK
(City)
State of OREGON, 97457, 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 UNNAMED STREAM — POD #1
NORTH MYRTLE CREEK — POD #2
(Name of stream)
a tributary of SOUTH UMPQUA RIVER

2. The amount of water which the applicant intends to apply to beneficial use is 0.27
0.08 CFS FROM UNNAMED STREAM — POD #1
cubic feet per second 0.25 CFS FROM NORTH MYRTLE CREEK — POD #2
(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 — 0.25 CFS FROM NORTH MYRTLE
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)
CREEK & DOMESTIC — 0.02 CFS FROM UNNAMED STREAM — POD #1

4. The point of diversion is located 2385 ft. N and 2585 ft. E from the SW
(N. or S.) (E. or W.)
corner of SEC 23 — POD #2 — LOCATED 577.5 FT N & 1975 FT E.
(Section or subdivision)
FROM THE SW CORNER OF SEC 23

(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 POD #1 — NE 1/4 SW 1/4
POD #2 — SE 1/4 SW 1/4
(Give smallest legal subdivision) of Sec. 23, Tp. 28S
(N. or S.)

R. 4W, W. M., in the county of DOUGLAS
(E. or W.)

5. The PIPELINE FOR POD #1 to be 1000 FT.
PIPELINE FOR POD #2 to be 1900 FT.
(Main ditch, canal or pipe line) (Miles or feet)
in length, terminating in the NE 1/4 SW 1/4 of Sec. 23, Tp. 28S
(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

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 POD #1 — GRAVITY
(Size and type of pump)

POD #2 — 7 1/2 HP. ELECT. 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.

Municipal or Domestic Supply—

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 3 (TABLE)

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

11. Estimated cost of proposed works, \$ 2,000

12. Construction work will begin on or before OCTOBER 1, 1913

13. Construction work will be completed on or before OCTOBER 1, 1914

14. The water will be completely applied to the proposed use on or before OCTOBER 1, 1915

Donald L. ...
(Signature of applicant)
Elizabeth W. ...

Remarks:

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 0.26 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 unnamed stream and North Myrtle Creek

The use to which this water is to be applied is domestic use for 1 family including the irrigation of lawn and garden not to exceed 1/2 acre in area and irrigation, being 0.01 cfs from unnamed stream for domestic use and 0.25 cfs from North Myrtle Creek 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 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 May 11, 1972

Actual construction work shall begin on or before July 27, 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 27th day of July, 1973.

Chris L. Wheeler

STATE ENGINEER

File
A

Application No. 49236
Permit No. 38002

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 11th day of MAY, 1973, at 8 o'clock A. M.

Returned to applicant:

Approved:

July 27, 1973

Recorded in book No. _____ of _____

Permits on page 38002

CHRIS L. WHEELER
STATE ENGINEER

Drainage Basin No. 16 page 376

Fees 3000