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JUL 1 1973
STATE ENGINEER
SALEM OREGON

*CERTIFICATE NO. 61790

Permit No. 37387

*APPLICATION FOR PERMIT ASSIGNED, See Misc. Rec., Vol. 5 Page 924-925

To Appropriate the Public Waters of the State of Oregon

I, James F. Opie ~~and Patricia M. Opie~~^{deleted}
(Name of applicant)
of Box 136
(Mailing address), Umpqua
(City)
State of Oregon, 97486, 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 spring & Hubbard Creek
(Name of stream)
a tributary of Umpqua River

2. The amount of water which the applicant intends to apply to beneficial use is 0.05
cubic feet per second 0.01 domestic from unnamed spring
0.04 irrigation from Hubbard Creek
(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 and irrigation
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 2190 ft. S. and 70 ft. E. from the NW
(N. or S.) (E. or W.)
corner of Section 21 being within SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 21, Township 25 South,
Range 7 West.
(Section or subdivision)

#2 - Spring: 2170 feet South and 870 feet West from NW corner Sec. 21
being within SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 20, Township 25 South, Range 7 West.
(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 Douglas
(E. or W.)

5. The pipeline to be 250 feet
(Main ditch, canal or pipe line) (Miles or feet)
in length, terminating in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 20, Tp. 25S.
(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 7 H.P. gas and gravity flow
(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.

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, 250 ft.; size at intake, 2 in.; size at 10 ft. from intake 1 in.; size at place of use 1 in.; difference in elevation between intake and place of use, 20 ft. Is grade uniform? YES 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
25S.	7W.	20	SE $\frac{1}{4}$ NE $\frac{1}{4}$	domestic & 3.5 ac.
		21	SW $\frac{1}{4}$ NW $\frac{1}{4}$	0.2 ac.

(If more space required, attach separate sheet)

(a) Character of soil clay and river loam

(b) Kind of crops raised lawn, garden, & fruit trees

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, \$ 200.

12. Construction work will begin on or before Completed

13. Construction work will be completed on or before Completed

14. The water will be completely applied to the proposed use on or before Completed

/ James Abie
(Signature of applicant)

Remarks:

The filing of this permit does not relinquish my claim to
a vested water right claim. Use of this water has been made
since 1875.

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 December 24,, 19 73.

WITNESS my hand this 24th day of October, 19.....

RECEIVED
OCT 30 1973
STATE ENGINEER
SALEM, OREGON

CHRIS L. WHEELER
STATE ENGINEER
By 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 exceed0.045..... 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 spring and Hubbard Creek being 0.005 cfs from spring for domestic use for 1 family and 0.04 cfs from Creek for irrigation

The use to which this water is to be applied is domestic use for 1 family and 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 July 13, 1973

Actual construction work shall begin on or before August 6, 1975 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1976

Complete application of the water to the proposed use shall be made on or before October 1, 1977

WITNESS my hand this 6th day of August, 1974

STATE ENGINEER

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Application No. 50871

Permit No. 37387

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 13th day of July, 1973, at 11:15 o'clock PM.

Returned to applicant:

Approved:

August 6, 1974

Recorded in book No. of

Permits on page 37387

CHRIS L. WHEELER
STATE ENGINEER

Drainage Basin No. 16 page 246

Fees