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JUL 9 1974

STATE ENGINEER
SALEM, OREGON

*APPLICATION FOR PERMIT

Permit No. 37446

ASSIGNED, See Misc. Rec., Vol. 7 Page 2044

"CERTIFICATE NO. 59052"

To appropriate the Public Waters of the State of Oregon

I, Thomas W. Radcliffe (Name of applicant)

of 138 Elk River Road, Port Orford (Mailing address)

State of OREGON, 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 an unnamed mountain branch (Name of stream)

Elk River, a tributary of Elk River

2. The amount of water which the applicant intends to apply to beneficial use is 0.02 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 irrigation (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

of 2 acres of garden, orchard, and lawn 006 cfs for domestic 004 cfs for irrigation

4. The point of diversion is located 1732 ft. S. and 1310 ft. W. from the ~~section~~ (N. or S.) (E. or W.)

~~Section 36, T. 32 S., R. 15 W., S. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100~~ (Section or subdivision)

~~in 14 W.M., all in Curry County, Ore.~~

East Section Corner Common to Section 36, Tp. 32 S., R. 15 W., W.M. and Section 1, Tp. 33 S., R. 15 W., W.M.

(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 Government Lot 5 of Sec. 1, Tp. 33 S. (Give smallest legal subdivision) (N. or S.)

R. 15 W., W. M., in the county of Curry (E. or W.)

5. The 1 1/2 in. plastic pipe line to be 100 feet (Main ditch, canal or pipe line) (Miles or feet)

in length, terminating in the Government lot 5 of Sec. 1, Tp. 33 S. (Smallest legal subdivision) (N. or S.)

R. 15 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 no pump-gravity feed only (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.

**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.

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, ... 100 ... ft.; size at intake, ... 1 1/4 ... in.; size at ... 100 ... ft. from intake ... 1 1/4 ... in.; size at place of use ... 1 1/4 ... in.; difference in elevation between intake and place of use, ... -25 ... ft. Is grade uniform? ... yes ... Estimated capacity, 6 gal./minute ... sec. ft.

8. Location of area to be irrigated, or place of use ...

Table with 5 columns: Township North or South, Range E. or W. of Willamette Meridian, Section, Forty-acre Tract, Number Acres To Be Irrigated. Row 1 contains: 33 S., 15 W., 1, government lot 5, 2 acres plus domestic use.

(If more space required, attach separate sheet)

(a) Character of soil ... gravelly loam

(b) Kind of crops raised ... lawn, garden, orchard

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, 13, 13, and 14 in all cases)

11. Estimated cost of proposed works, \$ 250.00

12. Construction work will begin on or before September, 1974

13. Construction work will be completed on or before January, 1975

14. The water will be completely applied to the proposed use on or before September, 1977

Thomas W. Radcliffe
(Signature of applicant)

Remarks: The following is the legal description of the parcel of property upon which the water is to be used:

That certain tract of land lying in the East Half of Section 1, Township 33 South, Range 15 West, Willamette Meridian, Curry County, Oregon, described as follows:

Beginning at an Iron pipe driven on the approximate Westerly boundary of the Elk River Road 1668.0 feet South and 869.4 feet West of the Northeast Corner of said Section 1.

Thence North 69°07'40" West 1043.5 feet to an Iron Pipe.

Thence South 16°56' West 208.7 feet to an Iron pipe.

Thence South 69°07'40" East 1043.5 feet to an Iron pipe driven on the approximate Westerly boundary of the Elk River Road.

Thence following said Westerly boundary North 16°56' East 208.7 feet to the point of beginning.

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 October 7, 1974

October 14, 1974

WITNESS my hand this 5th day of August, 1974
12th August 74

CHRIS L. WHEELER
STATE ENGINEER

By Wayne J. Overcash
ASSISTANT

RECEIVED
AUG 16 1974
STATE ENGINEER
SALEM, OREGON

AUG 8 1974
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 0.015 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

The use to which this water is to be applied is irrigation and domestic use for one family being 0.01 c.f.s. for irrigation and 0.005 c.f.s. for domestic use,

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 9, 1974 for 0.01 c.f.s and August 16, 1974 for 0.005 c.f.s.

Actual construction work shall begin on or before October 16, 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...

Extended to Oct. 1978

Extended to Oct. 1978

WITNESS my hand this 16th day of October, 1974

[Signature] STATE ENGINEER

Application No. 52162 Permit No. 37446

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 July 1974, at 8:00 o'clock A. M.

Returned to applicant:

Approved:

October 16, 1974

Recorded in book No. 37446 of Permits on page

CHRIS J. WHEELER STATE ENGINEER

Drainage Basin No. 17 page 4N

Fees