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Permit No. 37501

SLP 8 5 1973 OCT 1 1973

STATE ENGINEER STATE ENGINEER
SALEM, OREGON SALEM, OREGON

"CERTIFICATE NO. 54244"

*APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, Lloyd Nicholson
(Name of applicant)

of Fort Klamath
(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 Fort Creek
(Name of stream)

, a tributary of Wood River

2. The amount of water which the applicant intends to apply to beneficial use is 2

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 Irrigation
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 940 ft. S and 960 ft. E from the NE
(N. or S.) (E. or W.)

corner of Section 26, T.33S., R7 1/2 EWM at the head of the U.S.I.S. Fort
(Section or subdivision)

Creek Canal as the same is now located and constructed.

(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 1/4-1/4 of Sec. 26, Tp. 33S
(Give smallest legal subdivision) (N. or S.)

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

5. The U.S.I.S. Fort Creek Dam and Canal to be
(Main ditch, canal or pipe line) (Miles or feet)

in length, terminating in the _____ of Sec. _____, Tp. _____
(Smallest legal subdivision) (N. or S.)

R. _____, 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 3 feet, length on top 50 feet, length at bottom

5 feet; material to be used and character of construction Timber and Rock
(Loose rock, concrete, masonry,

rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate Flash boards 4 feet long, Dam now constructed
(Timber, concrete, etc., number and size of openings)

(c) If water is to be pumped give general description _____
(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— U.S.I.S. Fort Creek Canal now constructed.

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 ... See attached sheet.....

Township North or South	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
N.S	7 E	3	Lot 11-portion of NE $\frac{1}{4}$ SW $\frac{1}{4}$	29.8
			Lot 12-portion of SE $\frac{1}{4}$ SW $\frac{1}{4}$	38.7
			Lot 13-portion of SW $\frac{1}{4}$ SW $\frac{1}{4}$	23.93
				72.46

(If more space required, attach separate sheet)

(a) Character of soil ... Sandy Silt Loam.....

(b) Kind of crops raised ... Grains Grasses and row crops.....

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

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

11. Estimated cost of proposed works, \$..... Works now constructed

12. Construction work will begin on or before Works now constructed

13. Construction work will be completed on or before Works now Constructed

14. The water will be completely applied to the proposed use on or before Aug. 1, 1974

Roy J. Nielsen
(Signature of applicant)

Remarks: These lands are in the former Klamath Indian Reservation
and have been irrigated under U.S.I.S. Agency Project. In filing
this application, the applicant does not waiver or abandon any
vested rights appurtenant to said lands.

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 correc-
tions 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 1.83 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 Fort Creek

The use to which this water is to be applied is irrigation

If for irrigation, this appropriation shall be limited to 1/50th 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 5 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 October 1, 1973

Actual construction work shall begin on or before November 20, 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 20th day of November, 1974

Chris L. Wheeler

STATE ENGINEER

Application No. 51280
Permit No. 37501

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 15th day of October, 1973, at 8:00 o'clock A. M.

Returned to applicant:

Approved:

November 20, 1974

Recorded in book No. 37501 of Permits on page

CHRIS L. WHEELER
STATE ENGINEER

Drainage Basin No. 17 page 28

Fees \$0.25