

RECEIVED

JUN 24 1975
STATE ENGINEER
SALEM, OREGON

Permit No. 39546

CERTIFICATE NO. 66631

*APPLICATION FOR PERMIT

ASSIGNED, See Misc. Rec. Vol. 7 Page 2252

To Appropriate the Public Waters of the State of Oregon

I, WILLIAM D. AND JOYCE E. KELLY
(Name of applicant)
of 2901 MURPHY CREEK ROAD, GRANTS PASS
(Mailing address) (City)
State of OREGON, 97526, 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 MURPHY CREEK
(Name of stream)
a tributary of APPELGATE RIVER

2. The amount of water which the applicant intends to apply to beneficial use is 0.1
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 970 ft. E from the SW
(N. or S.) (E. or W.) corner of GOVT. LOT 7; Sec 2
(Section or subdivision)

(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 Lot 7 (SW 1/4 NE 1/4) of Sec. 2, Tp. 38 S,
(Give smallest legal subdivision) (N. or S.)

R. 6W, W. M., in the county of JOSEPHINE
(E. or W.)

5. The PIPELINE to be 900'
(Main ditch, canal or pipe line) (Miles or feet)
in length, terminating in the NW 1/4 SE 1/4 of Sec. 2, Tp. 38 S,
(Smallest legal subdivision) (N. or S.)

R. 6W, 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 FLEC. CENTRIFUGAL
(Size and type of pump)
DIRECT CONNECTED 2" X 2" 30' LIFT 2 HP
(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, 900 ft.; size at intake, 2 in.; size at ft. from intake in.; size at place of use 2 in.; difference in elevation between intake and place of use, 30 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
38 S	6 W	2	SW 1/4 NE 1/4	3.0 GOVT LOT 7'
"	"	"	SE 1/4 NE 1/4	0.5 GOVT LOT 8'
"	"	"	NW 1/4 SE 1/4 SW 1/4 NE 1/4	4.0 GOVT LOT 10'
				<u>7.5</u>

(If more space required, attach separate sheet)

(a) Character of soil ROCKY LOAM

(b) Kind of crops raised PASTURE

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, \$ 400 00/100

12. Construction work will begin on or before JULY 1, 1976

13. Construction work will be completed on or before JULY 1, 1977

14. The water will be completely applied to the proposed use on or before JULY 1, 1978

William J. Kelly
(Signature of applicant)
James E. Kelly

Remarks: LEGAL DESCRIPTION: ALL OF THE SOUTH HALF OF THE S. HALF OF THE W. HALF OF GOV. LOT 5 AND THE S. HALF OF THE S. HALF OF THE E. HALF OF GOV. LOT 7 IN SEC. 2, TWP 38 S., RA. 6 WEST OF THE WILLAMETTE MERIDIAN, JOS. CO. ORE.; GOV. LOTS 10 & 11 OF SEC. 2, TWP 38 S., RA 6 W. OF WILLAMETTE MERIDIAN, JOS. CO. ORE., EXCEPT THE FOLLOWING: COMMENCE AT AN ESTABLISHED IRON PIPE AT THE N.E. CORNER OF THE W. HALF OF GOV. LOT 10 IN SEC. 2, TWP 38 S., RA 6 W. OF THE WILLAMETTE MERIDIAN, JOS. CO. ORE.; THENCE W. ALONG THE N. LINE OF SAID GOV. LOT 10, 379.9 FEET TO AN IRON PIPE, BEING THE TRUE PT. OF BEGINNING OF THIS DESCRIPTION; THENCE W. ALONG THE N. LINE OF GOV. LOTS 10 & 11, A DIST. OF 1600' MORE OR LESS TO THE NW CORNER OF GOV. LOT 11 OF SAID TWP & RA.; THENCE S., ALONG THE W. LINE OF SAID GOV. LOT 11, 550' TO AN IRON PIPE & CONTINUING S. 50' TO THE CENTER LINE OF CASE CREEK; THENCE EASTWARD, ALONG THE CENTER LINE OF CASE CREEK, 1800' MORE OR LESS, TO ITS CONFLUENCE PT. WITH MURPHY CREEK, SAID PT. BEING 302' S. & 17' W. OF THE TRUE PT. OF BEGINNING OF THIS DESCRIPTION; THENCE NORTHWARD, ALONG THE CENTER LINE OF MURPHY CREEK, 170' MORE OR LESS, TO A PT. WHICH IS S. 45° W. 70' FROM THE SOUTHWARD POLE OF AN EXISTING BRIDGE, SAID PT. BEING 154' S. & 51' E. FROM THE TRUE PT. OF BEGINNING OF THIS DESCRIPTION; THENCE LEAVING MURPHY CREEK & RUNNING N. 54° 30' W. 50', THENCE N. 3° 50' W. 175' TO THE TRUE PT. OF BEGINNING.

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 6, 1975.

WITNESS my hand this 4th day of August, 1975

RECEIVED
SEP - 3 1975
WATER RESOURCES DEPT.
SALEM, OREGON

JAMES E. SEXSON
~~XXXXXXXXXX~~
DIRECTOR
By *Wayne J. Overcash*
Wayne J. Overcash
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 0.10 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 Murphy Creek

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

If for irrigation, this appropriation shall be limited to 1/40th 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 June 24, 1975

Actual construction work shall begin on or before February 13, 1977 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1977.

Complete application of the water to the proposed use shall be made on or before October 1, 1978.

WITNESS my hand this 13th day of February, 1976.

James E. [Signature]
WATER RESOURCES DIRECTOR STATE ENGINEER

Application No. 53896
Permit No. 39546

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 24th day of June, 1975, at 8:00 o'clock A. M.

Returned to applicant:

Approved:

Recorded in book No. 39546 of Permits on page

STATE ENGINEER

Drainage Basin No. 15 page 16.4
Fees 25.00