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SEP 15 1976

WATER RESOURCES DEPT APPLICATION FOR PERMIT
SALEM, OREGON

Permit No. 41106

ASSIGNED, See Misc. Rec., Vol. By Decree

ASSIGNED, See Misc. Rec., Vol. 6 Page 722

ASSIGNED, See Misc. Rec., Vol. 7 Page 2069

To Appropriate the Public Waters of the State of Oregon

I, Plemons & Son, Inc.
(Name of applicant)
of P. O. Box 154, Beatty
(Mailing address) (City)
State of Oregon, 97621, 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 Dec. 24, 1975
in Klamath Falls, Oregon

1. The source of the proposed appropriation is 4 Springs (See attached
(Name of stream)
descriptions), a tributary of Sycan River

2. The amount of water which the applicant intends to apply to beneficial use is ~~2.11~~ 6.71 ^{by letter 10/1/76}
cubic feet per second Spring #1 = 0.22 cfs, Spring #2 = 5.00 cfs, Spring #3 =
0.22 cfs, Spring #4 = 1.27 or 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 ft. and ft. from the
(N. or S.) (E. or W.)
corner of (See attached descriptions)
(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 of Sec., Tp.
(Give smallest legal subdivision) (N. or S.)

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

5. The Portable Pipe line to be varies - 1/4 to 1/2 mile
(Main ditch, canal or pipe line) (Miles or feet)
in length, terminating in the varies as needed of Sec. 16 & 21, Tp. 35 S
(Smallest legal subdivision) (N. or S.)

R. 12E., 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 6" tractor driven
centrifugal (portable) (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.

- #4. Spring #1 = N 3° 58' 40" E 8490 ¹/₄ ft. from the east 1/4 Cor.
 Sec. 29, T35S., R12E.
 Spring #2 = N 10° 16' 20" E, 7546.6 ft. from the east 1/4 Cor.
 Sec. 29, T35S., R12E.
 Spring #3 = N 10° 23' 00" E, 7198.7 ft. from the east 1/4 Cor.
 Sec. 29, T35S., R12E.
 Spring #4 = N 6° 18' 30" E, 6947 ¹/₄ ft. from the east 1/4 Cor.
 Sec. 29, T35S., R12E.

- Spring #1 = SW¹/₄ - SW¹/₄, Sec. 16, T.35S., R.12E., WM
 Spring #2 = NW¹/₄ - NW¹/₄, Sec. 20, T.35S., R.12E., WM
 Spring #3 = NW¹/₄ - NW¹/₄, Sec. 20, T.35S., R.12E., WM
 Spring #4 = NW¹/₄ - NW¹/₄, Sec. 20, T.35S., R.12E., WM

#8.

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Forty</u>	<u>Acres</u>		
35S	12E	16	NE ¹ / ₄ -SW ¹ / ₄	20		
			NW ¹ / ₄ -SW ¹ / ₄	44		
			SW ¹ / ₄ -SW ¹ / ₄	37.7		
			SE ¹ / ₄ -SW ¹ / ₄	4.7		
		17	SE ¹ / ₄ -SE ¹ / ₄	64		
		20	NE ¹ / ₄ -NE ¹ / ₄	207		
			SE ¹ / ₄ -NE ¹ / ₄	191		
			NE ¹ / ₄ -SE ¹ / ₄	192		
		21	NE ¹ / ₄ -NW ¹ / ₄	38		
			NW ¹ / ₄ -NW ¹ / ₄	400		
			SW ¹ / ₄ -NW ¹ / ₄	400		
			SE ¹ / ₄ -NW ¹ / ₄	42		
			NE ¹ / ₄ -SW ¹ / ₄	262		
			NW ¹ / ₄ -SW ¹ / ₄	400		
						2684

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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

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

11. Estimated cost of proposed works, \$ 15,000

12. Construction work will begin on or before Already started

13. Construction work will be completed on or before October 31, 1981

14. The water will be completely applied to the proposed use on or before Oct. 31, 1982

Plemons & Son, Inc.

(Signature of applicant)

By John Wallace Plemons

Remarks: This land lies within the boundaries of the former Klamath Indian Reservation and claim is hereby made for a priority date of 1864, the date of the Klamath Treaty with the United States of America, and pursuant to the provisions of 25 USCA, Section 546 and the letter M.

In filing this application, the applicants do not waive or abandon any vested rights appurtenant to said lands.

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WATER RESOURCES DEPT.
SALEM, OREGON

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 6, 1976.

WITNESS my hand this 6th day of October, 1976.

JAMES E. SEXSON

Director

XXXXXXXXXXXX

By

Vestal R. Garner

Vestal R. Garner

XXXXXXXX

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 6.71 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 four springs, being 0.22 c.f.s. from spring No. 1, 5.0 c.f.s. from spring No. 2, 0.22 c.f.s. from spring No. 3, and 1.27 c.f.s. from spring No. 4.

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 3 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 September 15, 1976 for 2.11 c.f.s. and October 1, 1976 for 4.6 c.f.s.

Actual construction work shall begin on or before January 14, 1978 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1978.

Complete application of the water to the proposed use shall be made on or before October 1, 1979.

WITNESS my hand this 14th day of January, 19 77

James E. Susan
WATER RESOURCES DIRECTOR

Application No. 57185
Permit No. 41106

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 15 day of September, 19 76 at 8 o'clock A. M.

Returned to applicant:

Approved:

Recorded in book No. 41106 of Permits on page

STATE ENGINEER

Drainage Basin No. 14 page 20 D
Fees 10120