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Permit No. 4151t

FEB - 3 1977

WATER RESOURCES DEPT
SALEM, OREGON

*APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Oregon

I, Edward Lee Gerber and Meredith R Middleough
(Name of applicant)
of 654 Kendall Rd.
(Mailing address) Cave Junction
(City)
State of Oregon, 97523, 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 Unknown Springs (near
(Name of stream)
Democrat Creek, a tributary of Illinois River

2. The amount of water which the applicant intends to apply to beneficial use is .05
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
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 1670 ft. N and 1800 ft. W from the
(N. or S.) (E. or W.)
corner of section 5, 4, 8, 9. Since I was unable to find the
(Section or subdivision)
above mentioned section corner a better description is:
at the top of the gully on the west side of Kendall Road
just before you move over the divide between Allhouse Creek
and Democrat Creek watersheds. At this point a spring flows
naturally onto our property. (If there is more than one point of diversion, each must be described. Use separate sheet if necessary.)
being within the n.w. 1/4 SE 1/4 (Tax lot 600) of Sec. 5, Tp. 40 S,
(Give smallest legal subdivision) (N. or S.)

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

5. The pipe line to be 1800 feet
(Main ditch, canal or pipe line) (Miles or feet)
in length, terminating in the (Tax lot 500) SW 1/4 NE 1/4 of Sec. 5, Tp. 40 S,
(Smallest legal subdivision) (N. or S.)

R. 7 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 2 feet, length on top 3 feet, length at bottom
3 feet; material to be used and character of construction Wooden box
(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 _____
(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) 2 feet; width on bottom

2 feet; depth of water 1 feet; grade 25 feet fall per one thousand feet. wooden cistern

(b) At 200 feet miles from headgate: width on top (at water line) 4 feet diameter feet; width on bottom same feet; depth of water 5 feet; grade 25 feet fall per one thousand feet. metal tank which receives cistern water and exits into gravity pipe line.

(c) Length of pipe, 1800 ft.; size at intake, 2 1/2 in.; size at 500 ft. from intake 1 1/4" in.; size at place of use 3/4" in.; difference in elevation between intake and place of use, 50 ft. Is grade uniform? no Estimated capacity, .05 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
40 S	7W	5	SW 1/4 NE 1/4	12 Domestic including 1/2 lawn & garden

(If more space required, attach separate sheet)

(a) Character of soil clay, loam, rocky

(b) Kind of crops raised

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. (No. N. or S.), R. (No. E. or W.), W. M.

(f) Is water to be returned to any stream? (Yes or No)

(g) If so, name stream and locate point of return Sec. Tp. (No. N. or S.), R. (No. E. or W.), W. M.

(h) The use to which power is to be applied is

(i) The names 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 2 houses

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

- 11. Estimated cost of proposed works, \$? \$300
- 12. Construction work will begin on or before already in existence
- 13. Construction work will be completed on or before has been completed
- 14. The water will be completely applied to the proposed use on or before is being used

Edward Lee Huber
(Signature of applicant)
Merideth R. Middaugh

Remarks: This water has been used by myself and the previous owners of this ranch for approximately 15 years. With this application I hope to secure legal continued use of the described waters

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MAY 1 1977

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 May 4, 1977.

WITNESS my hand this 4th day of March, 1977.

JAMES E. SEXSON
Director
By Vestal R. Garner
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 exceed0.01..... cubic feet per second measured at the point of diversion from the stream, or its equivalent in case of rotation with other water users, froma spring.....

The use to which this water is to be applied is domestic use for 2 families, including the irrigation of lawn and garden not to exceed 1/2 acre in area

If for irrigation, this appropriation shall be limited to of one cubic foot per second or its equivalent for each acre irrigated

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 February 3, 1977

Actual construction work shall begin on or before July 21, 1978 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1979.

Complete application of the water to the proposed use shall be made on or before October 1, 1980.

WITNESS my hand this 21st day of July, 1977

James B. Sisson
Water Resources Director

Application No. 55186
Permit No. 41541

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 2 day of February, 1977, at 8 o'clock P.M.

Returned to applicant:

Approved:

Recorded in book No. of

Permits on page

STATE ENGINEER

Drainage Basin No. 15 page 6

Fees 5.00