

4449
cert # 44083
cert # 44130
45764
36485
Kohler - CERTIFICATE NO. 12312
Babcock CERTIFICATE NO. 12313
36486
45763
54955

*Permit No. 4449
APPLICATION FOR A PERMIT

To appropriate the Public Waters of the State of Oregon

I, Wallace Osburn Kohler,
(Name of Applicant)
of Kerby, County of Josephine
(Postoffice)
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 Illinois River
(Name of stream)

tributary of Rogue River

2. The amount of water which the applicant intends to apply to beneficial use is
Eight and one-half cubic feet per second.

3. The use to which the water is to be applied is Irrigation, and power, and a supplement-
(Irrigation, power, mining, manufacturing,
al supply for lands already having a partial water right.
domestic supplies, etc.)

4. The point of diversion is located 20.06 chains East of the 1/4 section corner between
(Give distance and bearing to section corner)
Sections 14 & 15 in T 40 S R 8 W

being within the SW 1/4 of NW 1/4 of Sec. 14, Tp. 40 S
(Give smallest legal subdivision) (No. N. or S.)

R. 8 W, W. M., in the county of Josephine
(No. E. or W.)

5. The Ditch to be two
(Main ditch, canal or pipe line)
miles in length, terminating in the NW 1/4 of the SW 1/4 of Sec. 2, Tp. 40 S
(Smallest legal subdivision) (No. N. or S.)

R. 8 W, W. M., the proposed location being shown throughout on the accompanying map.
(No. E. or W.)

6. The name of the ditch, canal or other works is Kohler Ditch

DESCRIPTION OF WORKS

DIVERSION WORKS—

7. (a) Height of dam two feet, length on top 100 feet, length at bottom
100 feet; material to be used and character of construction rock and brush
(Loose rock, concrete,
wasteway over dam
masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate timber, Four feet wide and two feet deep
(Timber, concrete, etc., number and size of openings)

* A different form of application is provided where storage works are contemplated. These forms can be secured without charge, together with instructions, by addressing the State Engineer, Salem, Oregon.

CANAL SYSTEM—

8. (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) 4 feet; width on bottom 2 feet; depth of water 2 feet; grade 1.25 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.

FILL IN THE FOLLOWING INFORMATION WHERE THE WATER IS USED FOR:

IRRIGATION—

9. The land to be irrigated has a total area of 307 acres, located in each smallest legal subdivision, as follows: 3 acres in SW 1/4 of NW 1/4. 34 acres in NW 1/4 of NW 1/4 in Section 14. 40 acres in SW 1/4 of SW 1/4; 30 acres in SE 1/4 of SW 1/4; 30 acres in NW 1/4 of SW 1/4; 40 acres in NE 1/4 of SW 1/4; 30 acres in SW 1/4 of NW 1/4, in Sec. 2, Township 40 South, Range 8 West. Also 40 acres in the Southeast 1/4 of the Northwest 1/4; 35 acres in the Northeast 1/4 of the Northwest 1/4 of Sec. 2, Tp. 40 South, Range 8 West. 25 acres in the Lot 11, Section 35, Tp. 39 South, Range 8 West.

Of which the following lands requires supplemental supply: 35 A NE NW, 40 SE NW, 40 SW SW Sec 2, T 40 S R 8 W

(If more space required, attach separate sheet)

POWER, MINING, MANUFACTURING, OR TRANSPORTATION PURPOSES—

10. (a) Total amount of power to be developed 13 1/2 theoretical horsepower.

(b) Total fall to be utilized 14 feet. (Head)

(c) The nature of the works by means of which the power is to be developed _____

(d) Such works to be located in NW 1/4 of the SW 1/4 of Sec. 2 (Legal subdivision)

Tp. 40 S, R. 8 W, W. M. (No. N. or S.) (No. E. or W.)

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

(f) If so, name stream and locate point of return Illinois River

NW 1/4 of SW 1/4, Sec. 2, Tp. 40 S, R. 8 W, W. M. (No. N. or S.) (No. E. or W.)

(g) The use to which power is to be applied is General farm use and generating electric current.

(h) The nature of the mines to be served _____

MUNICIPAL SUPPLY—

11. To supply the city of _____ County, having a present population of _____, and an estimated population of _____ in 19_____

(Answer questions 12, 13, 14 and 15 in all cases)

- 12. Estimated cost of proposed works, \$ 3,000.00
13. Construction work will begin on or before March 1, 1920
14. Construction work will be completed on or before Nov. 1st, 1921.
15. The water will be completely applied to the proposed use on or before June 1st, 1922.

Duplicate maps of the proposed ditch or other works, prepared in accordance with the rules of the State Water Board, accompany this application.

Wallace O. Kohler, (Name of applicant)

Signed in the presence of us as witnesses:

- (1) Elsie K. Grinnett, Kerby, Ore.
(2) Lucretiva Kohler, Kerby, Oregon.

Remarks: Water has been applied prior to 1905 to the NE 1/4 of the NW 1/4, and continuously since that date and since 1905 to the SE 1/4 of the NW 1/4. Water has been used on the SW 1/4 of the SW 1/4 since 1907, all in Sec. 2, Tp. 40 S. Range 8 West. This ditch is an enlargement and extension of the ditch used to irrigate the NW 1/4 of the NW 1/4 and the West 1/2 of the NE 1/4 of the NW 1/4 of Sec. 11, Tp. 40 S. Range 8 West, and an interest in the ditch and prior right to water is hereby acknowledged.

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 or completion, as follows:

For ans to Question 9, maps and fees.
" " " " 12, 13.

In order to retain its priority, this application must be returned to the State Engineer, with corrections, on or before Mar. 1, 1920.

WITNESS my hand this 31st day of Jan, 1920.

Percy A. Cupper, State Engineer. RJB

Application No. 7034

Permit No. 4449

PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

District No.

This instrument was first received in the office of the State Engineer at Salem, Oregon, on the 30 day of January, 1920, at 8:30 o'clock A.M.

Returned to applicant for correction Jan 31, 1920

Corrected application received March 1, 1920

Approved: Mar 16 1920

Recorded in Book No. 16 of Permits, on Page 4449

Percy A. Cupper, State Engineer.

1 Map HLC \$31.10

STATE OF OREGON, } ss. County of Marion, }

This is to certify that I have examined the foregoing application and do hereby grant the same, subject to the following limitations and conditions: If for irrigation, this appropriation shall be limited to one-eightieth 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 right to the use of water here in granted is limited to irrigation and a supplemental supply for the irrigation of land already having a partial water right, and the development of 13.5 horsepower.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 8.5 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is January 30, 1920.

Actual construction work shall begin on or before March 16, 1921. and shall thereafter be prosecuted with reasonable diligence and be completed on or before June 1, 1922.

Complete application of the water to the proposed use shall be made on or before October 1, 1924.

WITNESS my hand this 16th day of March 1920. Percy A. Cupper, State Engineer.

Permits for power development are subject to the limitation of franchise as provided in Section 6633, Lord's Oregon Laws, and the payment of annual fees as provided in Chapter 213, Session Laws of 1915.