

* Permit No. 4873

APPLICATION FOR A PERMIT

CERTIFICATE NO. 4870

To appropriate the Public Waters of the State of Oregon

I, Ross C. Simmers (Name of Applicant) of Keno (Postoffice), County of Klamath 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 No.

1. The source of the proposed appropriation is Klamath River (Name of stream)

tributary of

2. The amount of water which the applicant intends to apply to beneficial use is .5 cubic feet per second.

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 669.90 ft. North 5° 30' E of Meander Corner of Secs 27 and 34, Township 39 S., R. 8 E., W. M. (Give distance and bearing to section corner)

being within the Lot 1 of Sec. 34, Tp. 39 S. (Give smallest legal subdivision) (No. N. or S.)

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

5. The (Main ditch, canal or pipe line) to be miles in length, terminating in the Lot 2 of Sec. 28, Tp. 39 S. (Smallest legal subdivision) (No. N. or S.)

R. 8 E., 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 Simmers Branch of Emmitt Ditch

DESCRIPTION OF WORKS

DIVERSION WORKS—

7. (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) (See description of Emmitt Ditch)

(b) Description of headgate Timbers; two; 4' X 2' (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) 9 feet; width on bottom 7 feet; depth of water 1 feet; grade 5.11 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 acres, located in each smallest legal subdivision, as follows:

(Give area of land in each smallest legal subdivision which you intend to irrigate.)

The land to be irrigated has a total area of a little less than 40 acres and is located in the following legal sub-divisions, approximately

South half of Southeast quarter of Southwest quarter of Section 28, and approximately Northwesternly triangular half of Northeast quarter of Northwest quarter of Section 33, Township 39 South, Range 8 East of Willamette Meridan.

The first mentioned sub-division contains approximately 18 acres to be irrigated and the second sub-division contains approximately 19 acres to be irrigated, making a total of about 37 acres.

The foregoing lands are delineated with reasonable accuracy upon the map accompanying this application

(If more space required, attach separate sheet)

POWER, MINING, MANUFACTURING, OR TRANSPORTATION PURPOSES—

10. (a) Total amount of power to be developed theoretical horsepower.

(b) Total fall to be utilized 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 of Sec.

(Legal subdivision)

Tp., R., W. M.

(No. N. or S.) (No. E. or W.)

(e) Is water to be returned to any stream?

(Yes or No)

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

....., Sec., Tp., R., W. M.

(No. N. or S.)

(No. E. or W.)

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

(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
(Name of)
estimated population of in 19.....

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

12. Estimated cost of proposed works, \$4,000.00

13. Construction work will begin on or before Began 1915

14. Construction work will be completed on or before completed 1919

15. The water will be completely applied to the proposed use on or before June 1st, 1920

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

Ross C. Simmers,
(Name of applicant)

Signed in the presence of us as witnesses:

(1) J. W. Kerns, Keno, Oregon,
(Name) (Address of Witness)

(2) Ruth Kerns, " ",
(Name) (Address of Witness)

Remarks: This irrigation system has been installed and operated for the past four years. The land above described was partly irrigated last year. Applicant desires to get a water right through the present Emmitt Ditch

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 answer to ques. No. 9 and maps

In order to retain its priority, this application must be returned to the State Engineer, with corrections, on or before Sept. 24, 1920..

WITNESS my hand this 25th, day of August, 1920..

Percy A. Cupper,
State Engineer.

R. JS.

Application No. 7495

Permit No. 4873

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 24 day of August, 1920, at 8:30 o'clock A.M.

Returned to applicant for correction

Aug. 25, 1920

Corrected application received

December 11, 1920

Approved:

Dec. 24, 1920

Recorded in Book No. 17 of Permits, on Page 4873

Percy A. Cupper

1 map \$ 8.55 State Engineer.

R.S.

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 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 herein granted is limited to the appropriation of water from Klamath River for irrigation purposes.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 0.477 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is December 11, 1920.

Actual construction work shall begin on or before December 24, 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, 1923

WITNESS my hand this 24th day of December, 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.